

"(2) The Secretary, after consultation with the Governor and chief State school officer, shall determine the total amount of each award under this title, except that—

"(A) no such award shall exceed \$1,000,000; and

"(B) the Secretary shall consider the expected student enrollment in the New American School or Schools in setting such amount.

"(b) SCHOOL DESIGNS.—In establishing a New American School, the grantee is encouraged to adapt and implement one or more New American School designs developed by research and development teams funded by the New American Schools Development Corporation.

"(c) STARTUP COSTS.—(1) Funds made available under this title may be used only to meet the special startup costs associated with the creation and establishment of a New American School, including—

"(A) planning, curriculum development, and curriculum adaptation;

"(B) training of teachers, administrators, and other staff, as well as parents and members of the community who are involved with the school;

"(C) purchase of equipment and materials;

"(D) minor renovation and remodeling of facilities; and

"(E) obtaining the assistance of outside experts, including one or more of the teams described in subsection (b), to assist in adapting and implementing one or more of the designs developed by such teams to the needs of the individual community and school.

"(2) Such funds may not be used for—

"(A) construction;

"(B) the grantee's general administrative expenses; or

"(C) the establishment or support of a private school.

"(d) RECOGNITION OR ACCREDITATION.—Each New American School shall have obtained State recognition or accreditation, as necessary, and be fully operating by the start of the 1997-1998 school year.

"SEC. 11007. SECRETARY'S PANEL OF EXPERTS.

"Not later than 90 days after the date of the enactment of this Act, the Secretary shall convene an expert panel of educators, representatives of private business, and public representatives regarding the administration of the program authorized by this title, including—

"(1) the criteria to be used to nominate local education agencies for New American Schools; and

"(2) the approval of local educational agencies nominated by Governors and chief State school officers to establish, operate and receive grants for New American Schools.

"SEC. 11008. NATIONAL EVALUATION.

"(a) IMPACT.—The Secretary shall use the funds reserved under section 11003(a) to conduct a national evaluation of the impact of the New American Schools program on schools and communities, and on education generally.

"(b) REPORTS.—The Secretary shall submit such interim evaluation reports to the President and the Congress as may be appropriate, and shall submit a final report by September 30, 1999.

"SEC. 11009. AUTHORIZATION OF APPROPRIATIONS.

"For the purpose of carrying out this title, there are authorized to be appropriated \$100,000,000 for fiscal year 1993, \$200,000,000 for fiscal year 1994, and \$300,000,000 for fiscal year 1995. Such sums shall remain available for obligation by the Secretary for 2 fiscal years beyond the fiscal year for which they are appropriated.

"SEC. 11010. DEFINITIONS.

"For the purpose of this title—

"(1) the term "community" means—

"(A) a unit of general purpose local government, such as a city, township, or village;

"(B) a geographically distinct area, such as a school district, school attendance area, ward, precinct, or neighborhood; or

"(C) an identifiable group of individuals, such as the members of a service organization, who generally reside in a particular geographic area;

"(2) the term "Governor" means the chief executive of a State;

"(3) the term "New American School" means a school that—

"(A) provides elementary or secondary education, as determined under State law;

"(B) reflects the best thinking about teaching and learning;

"(C) employs the highest-quality instructional materials and technologies;

"(D) is designed to meet the national education goals, as well as the particular needs of the students and communities it serves;

"(E) provides regular reports to the community on the achievement of its students; and

"(F) meets all State and local health and safety requirements; and

"(4) the term "State" means each of the 50 States, the District of Columbia, the Commonwealth of Puerto Rico, Guam, American Samoa, the Virgin Islands, the Commonwealth of the Northern Mariana Islands, and the Republic of Palau (until the effective date of the Compact of Free Association with the Government of Palau).

"TITLE XII—MENTOR PROGRAM

"SEC. 12001. PURPOSE.

"The purpose of this title is to improve academic performance and reduce the dropout rate of students through the use of mentors for at-risk students.

"SEC. 12002. ELIGIBLE ENTITIES.

"(a) IN GENERAL.—To be eligible to receive a grant under this title, a local educational agency or elementary or secondary school must submit an application to the Secretary of Education in such form and containing such information that the Secretary may reasonably require.

"(b) REQUIREMENTS.—Each application under subsection (a) shall include—

"(1) an assurance that 60 percent or more of the students are eligible to receive funds under chapter 1 of the Elementary and Secondary Education Act of 1965;

"(2) systematic education reform efforts are being made.

"(3) a provision for a mechanism for matching youth with mentors based on the needs of the child;

"(4) an assurance that no mentor would be assigned to more than one child to insure a one-on-one relationship;

"(5) an assurance that projects operated in secondary schools shall provide students with a variety of experiences and support, including—

"(A) an opportunity to spend time in a work environment and, when possible, participate in the work environment;

"(B) an opportunity to witness the job skills which will be required to students to obtain employment upon graduation;

"(C) assistance with homework assignments; and

"(D) exposure to experiences students might not otherwise encounter.

"(6) an assurance that projects operated in elementary schools will provide students with—

"(A) academic assistance;

"(B) exposure to new experiences and activities students might not encounter on their own; and

"(C) emotional support;

"(7) an assurance that projects shall be monitored to ensure a student is benefiting from a mentor relationship with the provi-

sion for a new mentor assignment if such relationship is not beneficial to the child; and

"(8) allowance for the use of older youth as mentors to younger children, particularly if a child has limited English proficiency and can be matched with an older child who can assist the younger child in improving literacy skills and assist with classwork assignments.

"SEC. 12003. AWARD OF GRANTS.

"(a) SELECTION CRITERIA.—The Secretary shall consider the following factors in awarding grants to local educational agencies:

"(1) The number of students who are eligible for funds under chapter 1 of the Elementary and Secondary Education Act of 1965.

"(2) The efforts made to develop and initiate systemic education reform.

"(3) The geographic distribution (urban and rural) of applicants.

"(b) GRANT PERIOD.—Grants awards under this title shall be awarded for a three-year period.

"SEC. 12004. REPORTS.

"(a) REPORTS TO SECRETARY.—Local educational agencies and schools that receive grants under this title shall submit an annual report to the Secretary of Education regarding the progress of students served under a mentor demonstration project, including:

"(1) the number and percentage of ethnic and minority students served;

"(2) the number and ages of all students served;

"(3) academic progress of all students participating.

"(4) the number of ethnic and minority individuals participating as mentors in the project; and

"(5) Community support for the project.

"(b) REPORT TO CONGRESS.—Not later than 120 days after completion of the 3-year grant cycle, the Secretary shall submit to the Congress a report regarding the success and effectiveness of the demonstration program.

"SEC. 12005. DEFINITIONS.

"For purposes of this title—

"(1) the term "at-risk student" means a student at risk for educational failure or dropping out of school; and

"(2) the term "mentor" means an individual who works with an at-risk students on a one-to-one basis, establishing a supportive relationship with such students, and providing them with academic assistance and exposure to new experiences which enhance their ability to succeed academically and become good citizens.

"SEC. 12006. AUTHORIZATION OF APPROPRIATIONS.

"There are authorized to be appropriated \$10,000,000 for fiscal year 1993 and such sums as may be necessary for each of the fiscal years 1994 and 1995."

SEC. 3. LIMITATION.

None of the appropriations made pursuant to authorizations contained in the amendments made by this Act may be used to provide contraceptive devices or to provide abortion counseling.

It was decided in the { Yeas 140
negative } Nays 267

101.11

[Roll No. 384]

AYES—140

Allard	Bliley	Coble
Allen	Boehner	Coleman (MO)
Applegate	Broomfield	Combest
Archer	Bunning	Coughlin
Baker	Burton	Cox (CA)
Ballenger	Byron	Crane
Barrett	Callahan	Dannemeyer
Bateman	Camp	DeLay
Bentley	Campbell (CA)	Dickinson
Bereuter	Chandler	Doolittle
Bilirakis	Clinger	Dornan (CA)

Dreier
Duncan
Edwards (OK)
Emerson
Ewing
Fawell
Fields
Franks (CT)
Gallegly
Gekas
Gilchrist
Gillmor
Goodling
Goss
Gradison
Grandy
Gunderson
Hall (TX)
Hammerschmidt
Hancock
Hansen
Hastert
Hefley
Henry
Herger
Hobson
Holloway
Hopkins
Hunter
Hutto
Inhofe
Ireland
James
Johnson (CT)
Kasich
Klug

Kolbe
Lagomarsino
Leach
Lent
Lewis (CA)
Lewis (FL)
Lightfoot
Lipinski
Livingston
Lowery (CA)
Marlenee
Martin
McCandless
McCrery
McDade
McEwen
McGrath
McMillan (NC)
Meyers
Michel
Miller (OH)
Miller (WA)
Moorhead
Morrison
Nussle
Oxley
Packard
Paxon
Petri
Porter
Pursell
Quillen
Ravenel
Regula
Rhodes

NOES—267

Abercrombie
Alexander
Anderson
Andrews (ME)
Andrews (NJ)
Andrews (TX)
Annunzio
Anthony
Armey
Aspin
Atkins
AuCoin
Bacchus
Beilenson
Bennett
Berman
Bevill
Bilbray
Blackwell
Boehlert
Bonior
Borski
Boucher
Boxer
Brewster
Brooks
Browder
Brown
Bruce
Bryant
Bustamante
Cardin
Carper
Carr
Chapman
Clement
Coleman (TX)
Collins (IL)
Collins (MI)
Condit
Conyers
Cooper
Costello
Cox (IL)
Coyne
Cramer
Darden
Davis
de la Garza
DeLauro
Dellums
Derrick
Dicks
Dingell
Dixon
Donnelly
Dooley
Dorgan (ND)
Downey
Durbine
Dwyer
Early

Eckart
Edwards (CA)
Edwards (TX)
Engel
English
Erdreich
Espy
Evans
Fascell
Fazio
Feighan
Fish
Foglietta
Ford (MI)
Ford (TN)
Frank (MA)
Frost
Gallo
Gejdenson
Gephardt
Geren
Gibbons
Gilman
Glickman
Gonzalez
Gordon
Green
Guarini
Hall (OH)
Hamilton
Harris
Hayes (IL)
Hayes (LA)
Hefner
Hertel
Hochbrueckner
Horn
Horton
Houghton
Hoyer
Hubbard
Huckaby
Hughes
Jacobs
Jefferson
Jenkins
Johnson (SD)
Johnson (TX)
Johnston
Jones (GA)
Jones (NC)
Jontz
Kanjorski
Kaptur
Kennedy
Kennelly
Kildee
Klecza
Kolter
Kopetski
Kostmayer
LaFalce

Lancaster
Lantos
LaRocco
Laughlin
Lehman (CA)
Lehman (FL)
Levin (MI)
Levine (CA)
Lewis (GA)
Lloyd
Long
Lowey (NY)
Luken
Machtley
Manton
Martinez
Matsui
Mavroules
Mazzoli
McCloskey
McCurdy
McDermott
McHugh
McMillen (MD)
McNulty
Mfume
Miller (CA)
Mineta
Mink
Moakley
Molinari
Mollohan
Montgomery
Moody
Moran
Morella
Mrazek
Murphy
Nagle
Natcher
Neal (MA)
Neal (NC)
Nichols
Nowak
Oakar
Oberstar
Obey
Olin
Olver
Ortiz
Orton
Owens (NY)
Owens (UT)
Pallone
Panetta
Parker
Pastor
Patterson
Payne (NJ)
Payne (VA)
Pease
Pelosi

Penny
Perkins
Peterson (FL)
Peterson (MN)
Pickett
Pickle
Poshard
Price
Rahall
Ramstad
Rangel
Ray
Reed
Rinaldo
Roe
Roemer
Rose
Rostenkowski
Roukema
Rowland
Roybal
Russo
Sabo
Sanders
Sangmeister
Sarpaluis
Savage

Sawyer
Saxton
Scheuer
Schiff
Schumer
Serrano
Sharp
Shays
Sikorski
Sisisky
Skaggs
Skelton
Slaterry
Slaughter
Smith (FL)
Smith (IA)
Smith (NJ)
Snowe
Solarz
Spratt
Stallings
Stark
Stokes
Studds
Swett
Swift
Synar

Tallon
Tauzin
Taylor (MS)
Thomas (GA)
Thornton
Torres
Torricelli
Traficant
Unsoeld
Valentine
Vento
Visclosky
Volkmer
Washington
Waters
Waxman
Weiss
Wheat
Whitten
Williams
Wilson
Wise
Wolpe
Wyden
Yates
Yatron
Young (FL)

NOT VOTING—27

Ackerman
Barnard
Barton
Campbell (CO)
Clay
Cunningham
DeFazio
Dymally
Flake

Gaydos
Gingrich
Hatcher
Hoagland
Hyde
Markey
McCollum
Murtha
Myers

Richardson
Schroeder
Solomon
Staggers
Tanner
Towns
Traxler
Walker
Weber

So the amendment in the nature of a substitute was not agreed to.

After some further time,

The SPEAKER pro tempore, Mr. McNULTY, assumed the Chair.

When Mr. PRICE, Chairman, pursuant to House Resolution 551, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

SEC. 1. SHORT TITLE.

This Act may be cited as the "Neighborhood Schools Improvement Act".

TITLE I—COMPREHENSIVE RESTRUCTURING**SECTION 101. COMPREHENSIVE RESTRUCTURING.**

The Elementary and Secondary Education Act of 1965 (20 U.S.C. 2701 et seq.) is amended—

(1) by redesignating sections 8001 through 8005 as 10001 through 10005; and

(2) by inserting after title VII the following:

**"TITLE VIII—RESTRUCTURING PROGRAM
"PART A—NATIONAL EDUCATION STANDARDS AND ASSESSMENT"****"SECTION 8001. SHORT TITLE.**

"This part may be cited as the 'National Education Standards and Assessment Act of 1992'.

"SEC. 8002. FINDINGS AND PURPOSES.

"(a) FINDINGS.—The Congress finds that—

"(1) the establishment of voluntary national standards is an important, complex, and sensitive task and any coordinating structure for this purpose must be bipartisan, engage government at all levels, and involve the many constituencies that have an established interest in improving education;

"(2) much work in the area of developing standards has already begun and the national effort should benefit from and not attempt to duplicate quality efforts proposed

by existing Federal and non-Federal entities; and

"(3) a coordinating structure should maintain the tradition of State and local authority over education and become part of a co-operative national effort.

"(b) PURPOSES.—The purposes of this part are—

"(1) to advance the establishment of voluntary national education content standards and to raise the academic performance of students and schools throughout the Nation; and

"(2) to provide funds for the development of voluntary national school delivery standards and for further research and development on assessment to measure the progress of the Nation in meeting national education goals and standards.

"SEC. 8003. NATIONAL EDUCATION GOALS PANEL.

"(a) ESTABLISHMENT.—There is established a National Education Goals Panel (referred to in this part as the 'Panel').

"(b) COMPOSITION.—

"(1) IN GENERAL.—The Panel shall be composed of 18 members (referred to in this part as 'members'), including—

"(A) two members appointed by the President;

"(B) eight members who are Governors, three of whom shall be from the same political party as the President and five of whom shall be of the opposite political party of the President, appointed by the Chairperson and Vice Chairperson of the National Governors' Association, with each appointing representatives of his respective political party, in consultation with each other and in accordance with paragraph (2);

"(C) four Members of Congress appointed as follows:

"(i) one member appointed by the majority leader of the Senate from among the Members of the Senate;

"(ii) one member appointed by the minority leader of the Senate from among the Members of the Senate;

"(iii) one member appointed by the majority leader of the House of Representatives from among the Members of the House of Representatives; and

"(iv) one member appointed by the minority leader of the House of Representatives from among the Members of the House of Representatives; and

"(D) four members of State legislatures appointed by the President of the National Conference of State Legislatures, of which not more than two of whom may be of the same political party as the President of the United States.

"(2) SPECIAL APPOINTMENT RULES.—(A) The members appointed pursuant to paragraph (1)(B) shall be appointed as follows:

"(i) If the Chairperson of the National Governors' Association is from the same political party as the President, the Chairperson shall appoint 3 individuals pursuant to such paragraph and the Vice Chairperson shall appoint 5 individuals pursuant to such paragraph.

"(ii) If the Chairperson of the National Governors' Association is from the opposite political party as the President, the Chairperson shall appoint 5 individuals pursuant to such paragraph and the Vice Chairperson shall appoint 3 individuals pursuant to such paragraph.

"(B) If the National Governors' Association has appointed a panel that meets the requirements of this subsection prior to the date of enactment of this title, then the members serving on such panel shall be deemed to be in compliance with the provisions of this subsection and shall not be required to be reappointed pursuant to this subsection.

"(c) TERMS.—The terms of service of members shall be as follows:

“(1) EXECUTIVE BRANCH.—Members appointed under paragraph (1)(A) shall serve at the pleasure of the President.

“(2) GOVERNORS.—Members appointed under paragraph (1)(B) shall serve a two-year term, except that the initial appointments under such paragraph shall be made to ensure staggered terms with one-half of such terms of members concluding every two years.

“(3) MEMBERS OF CONGRESS.—Members appointed under paragraph (1)(C) shall serve a term of four years.

“(d) INITIATION.—The Panel may begin to carry out the duties of the Panel under this part when ten members of the Panel have been appointed.

“(e) DATE OF APPOINTMENT.—The initial members shall be appointed not later than 60 days after the date of enactment of this title.

“(f) VACANCIES.—A vacancy on the Panel shall not affect the powers of the Panel, but shall be filled in the same manner as the original appointment.

“(g) TRAVEL.—Each member shall be allowed travel expenses, including per diem in lieu of subsistence, as authorized by section 5703 of title 5, United States Code, for each day the member is engaged in the performance of duties away from the home or regular place of business of the member.

“(h) CHAIRPERSON SELECTION.—

“(1) INITIAL SELECTION.—The members appointed under subsection (b)(2) shall select a Chairperson from among such members, except that after the expiration of the term of the member selected under this paragraph to serve as Chairperson as of October 1, 1992, or upon the termination of the tenure of such Chairperson, whichever is earlier, a majority of the members of the Council shall select the Chairperson from among the members.

“(2) CONTINGENT SELECTION.—If no individual described in paragraph (1) assumes the position of Chairperson of the Council 60 days after the date of the enactment of this title, a majority of the members shall select a Chairperson from among the members.

“SEC. 8004. FUNCTIONS.

“(a) FUNCTIONS.—The Panel shall accomplish the following:

“(1) INTERACTIVE PROCESS.—Establish an interactive process for the development of voluntary national content standards and national school delivery standards which, to the greatest extent feasible, reflect the comments and recommendations of educators and other knowledgeable individuals across the Nation.

“(2) RECOMMENDATIONS.—Make recommendations to the Secretary regarding the selection of groups and organizations for grants to develop national content standards, national school delivery standards, and model assessments of the national content standards for mathematics.

“(3) CERTIFICATION.—Certify, after review by the technical review committee established under section 8005, the voluntary national standards submitted by the groups under sections 8011(c) and 8012(c).

“(4) EVALUATION.—Propose the indicators to be used to measure the national education goals and report progress in achieving such goals, the baselines and benchmarks against which progress may be evaluated, and the format for an annual report card to the Nation under section 8006.

“(5) MEASUREMENT.—Select interim and final measures and appropriate indicators in each goal area.

“(6) DATA.—Assure, through requirements for State reports, that data on student achievement is reported in the context of other relevant information about student, school, and system performance.

“(7) REPORT CARD.—Issue an annual report card that—

“(A) reports on the Federal actions taken to fulfill responsibilities to education;

“(B) identifies gaps in existing educational data;

“(C) recommends improvements in the methods and procedures for assessments; and

“(D) proposes changes in national and international measurement systems.

“(b) PERFORMANCE OF FUNCTIONS.—In carrying out its responsibilities, the Panel shall operate on the principle of consensus.

“(c) DATA COLLECTION.—The Panel shall make arrangements with any appropriate entity to generate or collect such data as may be necessary to appropriately assess progress toward meeting the national education goals.

“SEC. 8005. REVIEW COMMITTEE.

“(a) COMMITTEE ESTABLISHED.—

“(1) COMMITTEE MEMBERSHIP.—The Panel shall establish a technical review committee (referred to in this part as the ‘Committee’) of not more than 16 members who shall advise and assist the Panel in carrying out its functions under section 8004(a).

“(2) PUBLIC NOMINATION.—In appointing individuals to serve on the Committee, the Panel shall solicit and consider nominations made by the public.

“(3) COMMITTEE COMPOSITION.—The Committee shall be composed of—

“(A) 8 educators, including individuals with expertise regarding standards and assessment; and

“(B) 8 members of the public, including individuals who represent parents, business, civil rights advocates, child advocates, and State and local public officials.

“(b) COMMITTEE REVIEW.—

“(1) REVIEW OF STANDARDS.—After the development of each set of national content standards under section 8011 and school delivery standards under section 8012, the Committee shall review such standards to determine if such standards—

“(A) are developed consistently with the process established by the Panel under section 8004(a)(1);

“(B) are sufficiently general to be adopted by any State; and

“(C) are of high quality.

“(2) COMMITTEE RECOMMENDATION.—The Committee shall report its determination to the Panel regarding whether such standards should be certified by the Panel.

“SEC. 8006. ANNUAL REPORT CARD.

“(a) IN GENERAL.—The Panel shall prepare and submit to the President, the appropriate committees of Congress, and the Governor of each State a national report card, that shall include the following:

“(1) ANALYSIS.—An analysis of the progress of the United States toward achieving the national education goals.

“(2) COMMENTS AND RECOMMENDATIONS.—Comments and recommendations of—

“(A) Federal and State policymakers;

“(B) experts on teaching and child development;

“(C) experts on measurements;

“(D) experts on curriculum;

“(E) experts on educational administration; and

“(F) representatives of business.

“(3) IDENTIFICATION AND IMPROVEMENT.—Based on the findings of the Panel and an analysis of the views and comments of all interested parties, the Panel may identify continuing gaps in existing educational data.

“(b) CONTINUATION.—The Panel shall continue to issue a national report card on an annual basis for the duration of the existence of the Panel.

“(c) FORMAT.—National report cards shall be presented in a form that is understandable to parents and the general public.

“(d) LIMITATION.—National report cards may not include data using the achievement

goals established under section 406(i)(6)(A)(ii) of the General Education Provisions Act unless such goals have been reviewed and approved by the Commissioner of the National Center for Education Statistics.

“SEC. 8007. POWERS OF THE PANEL.

“(a) HEARINGS.—

“(1) IN GENERAL.—The Panel shall, for the purpose of carrying out this part, conduct such hearings, sit and act at such times and places, take such testimony, and receive such evidence, as the Panel considers appropriate.

“(2) PUBLIC HEARINGS.—In carrying out this part, the Panel shall conduct public hearings in different geographic areas of the country, both urban and rural, to receive the reports, views, and analyses of a broad spectrum of experts and the public regarding the functions of the Panel described in section 8004(a).

“(b) INFORMATION.—The Panel may secure directly from any department or agency of the United States, information necessary to enable the Panel to carry out this part. Upon request of the Chairperson of the Panel, the head of a department or agency shall furnish such information to the Panel to the extent permitted by law.

“(c) POSTAL SERVICES.—The Panel may use the United States mail in the same manner and under the same conditions as other departments and agencies of the United States.

“(d) ADMINISTRATIVE AND SUPPORTIVE SERVICES.—The Secretary of Education shall provide to the Panel, on a reimbursable basis, administrative support services as the Panel may request.

“SEC. 8008. ADMINISTRATIVE PROVISIONS.

“(a) MEETINGS.—The Panel shall meet on a regular basis, as necessary, at the call of the Chairperson of the Panel or a majority of its members.

“(b) QUORUM.—A majority of the members shall constitute a quorum for the transaction of business.

“(c) VOTING.—No individual may vote or exercise any of the powers of a member by proxy.

“(d) FEDERAL ADVISORY COMMITTEE ACT.—Sections 10 and 11 of the Federal Advisory Committee Act (5 U.S.C. App.) are the only sections of such Act that shall apply with respect to the Panel and the Committee.

“SEC. 8009. DIRECTOR AND STAFF; EXPERTS AND CONSULTANTS.

“(a) DIRECTOR.—The Chairperson of the Panel shall, without regard to the provisions of title 5, United States Code, relating to the appointment and compensation of officers or employees of the United States, appoint a Director to be paid at a rate not to exceed the rate of basic pay payable for level V of the Executive Schedule.

“(b) APPOINTMENT AND PAY OF EMPLOYEES.—

“(1) EMPLOYEE ALLOCATION.—(A) The Chairperson of the Panel may appoint not more than four employees to serve as staff to the Panel without regard to the provisions of title 5, United States Code, governing appointments in the competitive service.

“(B) The employees appointed under paragraph (1) may be paid without regard to the provisions of chapter 51 and subchapter III of chapter 53 of that title relating to classification and General Schedule pay rates, but shall not be paid a rate that exceeds the maximum rate of basic pay payable for GS-15 of the General Schedule.

“(2) ADDITIONAL EMPLOYEES.—The Chairperson of the Panel may appoint additional employees to serve as staff to the Panel consistent with the provisions of title 5, United States Code.

“(c) EXPERTS AND CONSULTANTS.—The Panel may procure temporary and intermittent services of experts and consultants

under section 3019(b) of title 5, United States Code.

"(d) STAFF OF FEDERAL AGENCIES.—Upon the request of the Panel, the head of any department or agency of the United States is authorized to detail, on a reimbursable basis, any of the personnel of that agency to the Panel to assist the Panel in its duties under this part.

"SEC. 8010. AUTHORITY FOR GRANT OR CONTRACT.

"The Secretary shall make grants to provide for the following:

"(1) OPERATION.—The operation and activities of the Panel.

"(2) CONTENT DEVELOPMENT.—The development of voluntary national content standards.

"(3) SCHOOL DELIVERY STANDARDS DEVELOPMENT.—The development of voluntary national school delivery standards.

"SEC. 8011. VOLUNTARY NATIONAL CONTENT STANDARDS.

"(a) DEVELOPMENT OF CONTENT STANDARDS.—The Panel shall establish the process by which content standards shall be developed. Such process shall provide for several consecutive drafts of standards which incorporate the comments and recommendations of educators and other knowledgeable individuals across the Nation.

"(b) GRANTS FOR CONTENT STANDARDS.—

"(1) GRANT RECOMMENDATIONS.—The Panel shall make recommendations to the Secretary regarding the selection of groups and organizations representing teachers and other practitioners in a broad range of academic subject areas, including mathematics, English, science, history, and geography, to receive grants to develop content standards in accordance with the process required under subsection (a).

"(2) TIME AND CONDITIONS.—In making recommendations to the Secretary, the Panel shall propose time periods and other conditions for such grants that will ensure that the process under subsection (a) can be followed.

"(3) GRANT DENIAL.—The Secretary may decline to make a grant only if such grant violates a provision of law or the general administrative regulations of the Department which govern the making of grants.

"(c) CONTENT STANDARDS RATIFICATION.—Following the development of a set of such standards, the developing organization shall organize a meeting of its members, review the standards, and by formal action ratify that such standards are of high quality and meet the following requirements:

"(1) BEST EVIDENCE.—Such standards reflect the best evidence available regarding the knowledge and skills that students should acquire in the academic subject area of such standards.

"(2) CHALLENGE.—Such standards are sufficiently challenging to ensure that American students receive instruction at world-class levels.

"(d) CONTENT STANDARDS CERTIFICATION.—

"(1) PROCESS CONFORMANCE.—After ratification of a set of standards under subsection (c), the Panel shall review the process by which such standards were developed and consult with the Committee established under section 8005 to determine and certify conformance with the process established under subsection (a).

"(2) CERTIFICATION REPORT.—The Panel shall submit to the Congress, the President, and the public a report regarding such certified content standards not later than December 31, 1994.

"SEC. 8012. VOLUNTARY NATIONAL SCHOOL DELIVERY STANDARDS.

"(a) DEVELOPMENT OF SCHOOL DELIVERY STANDARDS.—The Panel shall establish the process by which school delivery standards

shall be developed. Such process shall provide for several consecutive drafts of standards which incorporate the comments and recommendations of educators and other knowledgeable individuals across the Nation.

"(b) GRANTS FOR SCHOOL DELIVERY STANDARDS.—

"(1) SELECTION.—The Panel shall make a recommendation to the Secretary regarding the selection of a consortium of individuals and organizations to receive a grant to develop school delivery standards. To the extent possible, such consortium shall include the participation of—

"(A) Governors (except Governors serving on the Panel);

"(B) chief State school officers;

"(C) teachers (especially teachers involved in the development of content standards);

"(D) principals;

"(E) superintendents;

"(F) State and local school board members;

"(G) parents;

"(H) State legislators;

"(I) representatives of businesses;

"(J) representatives of regional accrediting associations;

"(K) representatives of federally funded entities referred to in clauses (i) and (ii) of section 405(d)(4)(A) of the General Education Provisions Act; and

"(L) civil rights groups and organizations (including those associated with the rights of individuals with disabilities).

"(2) TIME AND CONDITIONS.—In making a recommendation to the Secretary, the Panel shall propose a time period and other conditions for such grant that shall ensure that the process established under subsection (a) may be followed.

"(3) GRANT DENIAL.—The Secretary may decline to make a grant only if such grant would violate a provision of law or the general administrative regulations of the Department which govern the making of grants.

"(c) SCHOOL DELIVERY STANDARDS RATIFICATION.—After developing such school delivery standards, the consortium shall convene a meeting to review and ratify that such standards meet the following requirements:

"(1) STATE ADOPTION.—The standards are sufficiently generic to be adopted for use in any State without unduly restricting State and local prerogatives regarding the instructional methods to be employed.

"(2) FAIR OPPORTUNITY.—The standards are likely, if properly implemented, to ensure that each student in a school has a fair opportunity to achieve the knowledge and skills set out in the national content standards and the work force readiness standards under title IX.

"(d) SCHOOL DELIVERY STANDARDS CERTIFICATION.—

"(1) PROCESS CONFORMANCE.—After ratification of a set of standards under subsection (c), the Panel shall review the process by which such standards were developed and consult with the Committee established under section 8005 to determine and certify that such standards are of high quality and that they conform with the process established under subsection (a).

"(2) CERTIFICATION REPORT.—The Panel shall submit to the Congress, the President, and the public a report containing such certified school delivery standards not later than December 31, 1994.

"SEC. 8013. GENERAL PROVISIONS RELATING TO STANDARDS.

"(a) CONTINUED REVIEW.—The Panel shall periodically (not more than once every 3 years) review national content standards to determine whether such standards continue to reflect the best evidence available regarding what children should know.

"(b) NO INFLUENCE.—Nothing in this part shall be construed to permit the Secretary to

prescribe or influence the content of particular standards.

"SEC. 8014. ASSESSMENT.

"While taking into consideration the existing research on assessment that the Office of Educational Research and Improvement is addressing, the Panel shall make recommendations to the Secretary regarding such research on authentic assessment which such Office should undertake.

"SEC. 8015. EVALUATION AND REPORTS.

"(a) EVALUATION.—The Secretary shall, through the National Academy of Sciences, conduct an evaluation and issue reports that include the following:

"(1) EVALUATION REPORT.—An evaluation of the effectiveness of—

"(A) school delivery standards described in section 8012(c)(2);

"(B) research on authentic assessment conducted by the Office of Educational Research and Improvement; and

"(C) the model assessments for national content standards for mathematics.

"(2) RECOMMENDATIONS.—Recommendations regarding the need for additional criteria to determine the validity, reliability, and fairness of assessments.

"(3) CRITERIA.—Criteria for evaluating—

"(A) whether assessments are substantially aligned to the national content standards; and

"(B) the sufficiency of evidence regarding the technical quality of an assessment in relation to its intended use.

"(b) REPORTS.—

"(1) INTERIM REPORT.—The National Academy of Sciences shall submit to the Congress, Secretary of Education, and the public an interim report regarding the material described in subsection (a) not later than December 31, 1993.

"(2) FINAL REPORT.—The National Academy of Sciences shall submit to the Congress, Secretary of Education, and the public a final report regarding the material described in subsection (a) not later than December 31, 1994.

"SEC. 8016. DEFINITIONS.

"For purposes of this title—

"(1) the term 'content standards' means a description, in a particular subject area, of the knowledge and skills children should acquire at each grade level;

"(2) the term 'school delivery standards' means the standards necessary to ensure that each student in a school has a fair opportunity to achieve the knowledge and skills set out in the national content standards and work force readiness standards including evidence that—

"(A) the school has formally adopted curriculum reflecting the national content standards;

"(B) the curriculum is being taught in the classroom;

"(C) teachers understand the curriculum and are able to teach it;

"(D) teachers and students have access to curricular materials (textbooks, instructional materials) that are necessary for mastery of the standards;

"(E) the school has instructional methods and policies in place to promote mastery of the content standards by all students (including no tracking, policies to help children stay in school, fair and equitable discipline policies, and appropriate policies concerning crime, violence, and drug use);

"(F) school administrators are well prepared; and

"(G) the school facilities have the requisite libraries and laboratories necessary to provide an opportunity to learn.

"SEC. 8017. AUTHORIZATION OF APPROPRIATIONS.

"(a) AUTHORIZATION FOR PANEL.—There are authorized to be appropriated \$2,000,000 for

each of the fiscal years 1993 through 1996 for grants to the National Education Goals Panel established under section 8003 to carry out its duties under this part.

"(b) AUTHORIZATION FOR EVALUATIONS AND REPORTS.—There are authorized to be appropriated \$2,000,000 for fiscal years 1993 and 1994 for the National Academy of Sciences to carry out section 8015.

"(c) AUTHORIZATION FOR NATIONAL CONTENT STANDARDS.—There are authorized to be appropriated \$10,000,000 for fiscal year 1993 and such sums as may be necessary for each of the fiscal years 1994 through 1996 to carry out section 8011.

"(d) AUTHORIZATION FOR NATIONAL SCHOOL DELIVERY STANDARDS.—There are authorized to be appropriated a total of \$5,000,000 for the fiscal years 1993 and 1994 to carry out section 8012.

"PART B—NEIGHBORHOOD SCHOOLS IMPROVEMENT

"SEC. 8101. SHORT TITLE.

"This part may be cited as the 'Neighborhood Schools Improvement Act'.

"SEC. 8102. CONGRESSIONAL FINDINGS.

"The Congress finds that—

"(1) all students can learn and must realize their potential if the United States is to prosper;

"(2) the reforms in education of the last 15 years have achieved good results, but these efforts often have been limited to a few schools or to a single part of the educational system;

"(3) additional pilot projects will have the same limited effect as previous reforms and isolated changes in policy will most likely have minimal impact;

"(4) strategies must be developed by States and communities to support the revitalization of all local schools by fundamentally changing the entire system of education through comprehensive, coherent, and coordinated improvement while recognizing the diverse cultural and language backgrounds and learning abilities of students;

"(5) parents, teachers and other local educators, and community leaders must be involved in developing system-wide reform strategies that reflect the needs of their individual communities;

"(6) States and local educational agencies, working together, must immediately set about developing and implementing such system-wide reform strategies if the Nation is to educate all children to meet their full potential and achieve national goals;

"(7) increasing funding for existing Federal education programs at levels that will enable them to fulfill their mission is a critical part of assisting States and local educational agencies in their school improvement efforts; and

"(8) additional Federal funds should be targeted to support State and local initiatives and to leverage State and local resources for designing and implementing system-wide reform plans.

"SEC. 8103. PURPOSE.

"It is the purpose of this part to raise the quality of education for all students by supporting a 10-year broad based public effort to promote coherent and coordinated changes in the system of education throughout the Nation at the State and local levels without jeopardizing funding for existing Federal education programs.

"SEC. 8104. PROGRAM AUTHORIZED.

"The Secretary is authorized, in accordance with the provisions of this part, to make grants to State educational agencies to enable States and local educational agencies to reform and improve the quality of education throughout the Nation. Such grants shall be used to—

"(1) develop innovative educational reform plans, which include State achievement

goals, a means for developing or adopting high quality, challenging curricular frameworks and coordinated curricular materials, professional development strategies, and assessments; and

"(2) implement reforms and plans to improve the education system at the State and local levels.

"SEC. 8105. APPLICATION.

"(a) IN GENERAL.—If a State desires to receive assistance under this part, the State educational agency shall submit an application to the Secretary at such time, in such manner, and accompanied by such additional information as the Secretary may reasonably require. Such application shall cover a 5-year period.

"(b) CONSIDERATION OF APPLICATIONS.—Each such application shall—

"(1) contain satisfactory evidence that the State educational agency has or will have authority, by legislation if necessary, to implement the plan required under section 8106;

"(2) provide an assurance that the State has a strategy for ensuring broad participation in the planning process, including parents, students, teachers, principals, superintendents, local school board members, representatives of businesses with an interest in educational improvement, representatives of rehabilitation organizations, representatives of the employment and training network (including the vocational education system), the deans of colleges of education, representatives of community-based organizations, testing and curriculum experts, the director of the State office responsible for teacher certification, and the director of the State human services agency, to establish the goals and to refine them in the future, as well as participate in the development of all other components of the plan;

"(3) provide an assurance that the State will notify the public (including individuals with limited English proficiency), through print and electronic media (and other accessible formats) and notice to each local educational agency—

"(A) that the State has made application for funds under this part;

"(B) of the purposes for which the funds will be used; and

"(C) that the State is developing a plan under section 8106;

"(4) provide an assurance that all students will have equal access to the curricular frameworks, high quality curricular materials, and well-qualified teachers;

"(5) describe actions taken and resources identified or committed to meet the requirements of this title;

"(6) provide an assurance that the applicant will prepare and submit to the Secretary, annual evaluations of and reports concerning the State program; and

"(7) provide an assurance that the State will carry out the provisions of section 8106.

"(c) APPROVAL.—The Secretary shall approve an application and any amendment to the application if the application or the amendment to such application meets the requirements of this section and is of sufficient quality to meet the objectives of this part. The Secretary shall not finally disapprove an application or an amendment to such application except after giving reasonable notice, technical assistance, and an opportunity for a hearing.

"(d) REAPPLICATION.—(1) A State educational agency may apply for assistance for a second 5-year period and such application shall be approved by the Secretary if the State—

"(A) has met all of its reporting requirements; and

"(B) demonstrates that it has made reasonable progress in carrying out its plan.

"(2) The Secretary shall not finally disapprove an application or an amendment to

such application except after giving reasonable notice, technical assistance, and an opportunity for a hearing.

"SEC. 8106. DEVELOPMENT AND APPROVAL OF STATE PLAN.

"(a) ESTABLISHMENT OF PANEL.—Each State program assisted under this title shall establish a panel to develop a statewide reform plan. Such panel shall consist of—

"(1) the chief executive of the State (or designee);

"(2) the presiding officers and the minority leaders of the State legislature (or designees);

"(3) the chief State school officer;

"(4) the head of the office that coordinates higher education programs in the State or, if there is no such office, the head of the office designated under section 2008 of the Dwight D. Eisenhower Mathematics and Science Education Act (20 U.S.C. 2988) (or designee);

"(5) except in the case of a State with a single local educational agency, an individual nominated by representatives of local educational agencies that comprise between 5 to 10 percent of the local educational agencies in the State with the lowest average per pupil expenditures;

"(6) an individual representing the State board of education; and

"(7) individuals nominated by State organizations representing each of the following:

"(A) Teachers.

"(B) School administrators.

"(C) Local school boards.

"(D) Parents.

"(E) Businesses.

"(F) Students.

"(b) ADDITIONAL MEMBERS.—(1) The first meeting of such panel shall be convened by the chief State school officer. At such meeting, the panel members designated and nominated in subsection (a) shall select additional panel members, including—

"(A) the chairpersons of the State legislative committees with jurisdiction over education;

"(B) director of the parent training and information center (for children with disabilities);

"(C) individuals reflecting the ethnic and racial diversity of the general population of the State; and

"(D) (except in the case of a State with a single local educational agency) an individual nominated by representatives of the 5 local educational agencies with the highest number of students eligible for services under part A of chapter 1 of title I of this Act.

"(2) The membership of the panel shall—

"(A) be geographically representative of all areas of the State;

"(B) reflect the racial and ethnic diversity of the population of the State; and

"(C) not exceed 25 in number.

"(3) Following the selection of additional members, the chief State school officer shall convene a meeting of the full panel to establish procedures regarding the operation of subsequent meetings, including the designation of a panel chairperson, consistent with applicable State law.

"(c) DEVELOPMENT OF STATE PLAN.—(1) The panel shall develop a plan that—

"(A) establishes State goals to maximize achievement for all children in conjunction with national educational goals;

"(B) establishes curricular frameworks in specific subject matter areas that incorporate the goals established under subparagraph (A);

"(C) provides for the adoption of school delivery standards;

"(D) provides for the development or adoption of instructional materials to assist the implementation of the curricular frameworks;

"(E) allocates resources to implement such a system-wide reform plan;

"(F) provides for the establishment or adoption of a valid, reliable, and fair assessment system based upon the curricular frameworks that is capable of accurately measuring the skills and knowledge required to meet State goals;

"(G) provides for professional development strategies necessary for achieving the State goals;

"(H) establishes a process for reviewing Federal, State, and local laws and regulations and for recommending changes in such laws and regulations to further state-wide reform;

"(I) provides a process for selecting local educational agencies for participation in local system-wide reform efforts;

"(J) provides for the development of objective criteria and measures against which the success of local plans can be evaluated;

"(K) provides for the ongoing evaluation of the effectiveness of the State plan in closing the gap between high and under-achieving students to be assessed using achievement and other measures such as attendance, grade retention, and dropout rates;

"(L) provides for the availability of curricular frameworks, curricular materials, and professional development in a manner ensuring equal access by all local educational agencies in the State;

"(M) provides for a thorough review of the State's school finance program, focusing on the adequacy of, and disparities in, the financial resources available to each local educational agency, and how such disparity affects the ability of the State educational agency and local educational agencies to develop and implement reform activities consistent with this part;

"(N) describes the steps the State educational agency shall take to ensure that successful programs and practices supported by subgrants awarded to local educational agencies under this part shall be disseminated to other local educational agencies in the State;

"(O) provides for the development of an adequate research, training, and evaluation capacity within the State to further the purposes of this part;

"(P) describes methods of coordinating health, rehabilitation, and social services with education through State interagency cooperation and agreements;

"(Q) provide for the dissemination of information on curricular frameworks and supportive services for students with disabilities to enable such students to participate;

"(R) describes the steps the State educational agency shall take to provide remedial assistance to students, schools, and local educational agencies that are identified through the assessment system under subparagraph (E) as having a need for such assistance; and

"(S) provides for the development of a strategy to coordinate the use and integration of technology in schools throughout the State for the purposes of instruction (including approaches such as live interactive distance learning), implementation of the plan, and training of parents, teachers, and administrators.

"(2) In developing the plan, the panel shall—

"(A) emphasize outcome measures rather than prescribe how the State and local educational agencies should achieve such outcomes;

"(B) review recent innovations by other States and by national professional organizations with expertise in educational goals, curricula, and assessment;

"(C) review existing Federal education programs and how they can contribute to the State plan; and

"(D) ensure broad-based participation through regular notice and dissemination of information to the public (including individuals with limited English proficiency) using print and electronic media and other accessible formats.

"(3) The panel in developing the plan, shall solicit and consider the views and recommendations of persons having knowledge of the needs of students with disabilities, including parents, students, and special education teachers and administrators.

"(4) Following the development of the plan, the panel shall seek public comment by—

"(A) publishing the plan with a comment period of at least 60 days, or

"(B) notifying the public (including individuals with limited English proficiency) through electronic and print media (and other accessible formats) and by conducting regional hearings.

After providing the public with an opportunity to comment on the plan, the panel shall consider the public comments and make appropriate changes.

"(5) The plan shall be submitted to the State for review and approval by the State educational agency, except that any changes to such plan shall be made with the concurrence of the panel. Prior to implementing the plan, the State educational agency shall submit such plan to the Secretary for approval. In the event that a State has, pursuant to a State law enacted not later than July 1, 1992, established a reform panel which substantially satisfies the requirements of this section or has previously accomplished any of the reform activities under this part, the State is not required to reconstitute such panel or include such activities in the plan, but may include a request for a waiver, including a description of such panel or accomplishments.

"(6)(A) The Secretary shall approve a State's plan if such plan—

"(i) meets the requirements of this section; and

"(ii) provides evidence that the State has, or will have, the resources necessary to carry it out.

"(B) The Secretary shall not finally disapprove a plan or an amendment to such plan except after giving reasonable notice, technical assistance, and an opportunity for a hearing.

"(d) REVIEW OF STATE PLAN.—The panel and the State educational agency shall review on an ongoing basis, the implementation of the State plan for the period during which the State receives funding under this part. The results of such review shall be prepared in writing by the panel and included by the State in its annual report to the Secretary under section 8113(a).

"SEC. 8107. STATE USES OF FUNDS.

"(a) USES OF FUNDS.—Funds allotted by the Secretary under section 8111(a)(2) and State and private funds contributed to make up the total cost of a State program as provided in section 8111(b) shall be used by a State with an approved application for the—

"(1) development and implementation of the State plan, including the establishment of State goals, curricular frameworks, school delivery standards, and assessment systems;

"(2) activities of the panel (including the travel expenses of the members of such panel);

"(3) subgrants to local educational agencies;

"(4) technical assistance (including dissemination of information) to local educational agencies to assist in developing and carrying out their plans; and

"(5) evaluation, reporting, and data collection.

"(b) LOCAL EDUCATIONAL AGENCIES.—In the first year that a State receives an allotment

under this part, the State educational agency may make subgrants for the purpose of developing local plans as provided in section 8108 consistent with section 8106(c)(1)(I). In the second year, and in each succeeding year, from not less than 75 percent of the total cost of a State's program, the State educational agency shall make subgrants to local educational agencies which shall include—

"(1) at least one subgrant to a local educational agency in each congressional district; and

"(2) a subgrant to the local educational agency with the greatest number of disadvantaged children in the State.

"(c) SPECIAL PROVISION.—Funds available under section 8111 shall be used to carry out the plan in a manner which ensures that all children, especially those identified through the assessment process (using achievement and other measures) as not achieving satisfactorily, are afforded ample opportunity to reach individual, local, State, and national goals.

"SEC. 8108. DEVELOPMENT AND APPROVAL OF LOCAL PLANS.

"(a) LOCAL COMMITTEE.—(1) A local educational agency which desires to receive a subgrant under this section shall establish a committee comprised of—

"(A) the chief elected officer of the unit of general purpose local government with boundaries which are most closely aligned with the geographic boundaries of the local educational agency (or a designee);

"(B) the superintendent of the local educational agency;

"(C) a representative nominated by the local school board;

"(D) a representative nominated by a local teacher association;

"(E) the director of special education of the local educational agency;

"(F) a representative nominated by an influential business association with business members that have an interest in educational improvement and operate in a geographic area that is most closely aligned with the local educational agency;

"(G) a representative nominated by the parents of children served by part A of chapter 1 of title I of this Act; and

"(H) the elected head of a district-wide student organization, if one exists.

"(2)(A) The first meeting of such committee shall be convened by the superintendent to enable the committee members designated and selected in paragraph (1) to select additional members including—

"(i) parents of students in elementary, middle, and secondary schools;

"(ii) a representative nominated by parents of children served under the Individuals with Disabilities Education Act (20 U.S.C. 1400 et seq.);

"(iii) representatives of community-based organizations;

"(iv) members of the general public with a strong interest in education;

"(v) principals;

"(vi) teachers;

"(vii) school counselors, psychologists, and social workers;

"(viii) curriculum, testing, and evaluation supervisors; and

"(ix) a representative of a local higher education institution.

"(B) The total number of committee members may not exceed 30 and shall reflect the racial and ethnic diversity of the geographical area served by the local educational agency.

"(3) Following the selection of the additional members, the superintendent shall convene a meeting of the full committee to establish procedures regarding the operation of subsequent meetings, including the des-

ignation of a committee chairperson, consistent with applicable State and local law.

"(4) Each meeting of such committee shall be open to the public and accessible to individuals with disabilities.

"(5) The committee shall develop the local plan described in subsection (b).

"(6) In the event that a local educational agency has, pursuant to a State law enacted not later than July 1, 1992, established a reform committee which substantially satisfies the requirements of this section or has previously accomplished any of the reform activities under this part, the local educational agency is not required to reconstitute such committee or include such activities in the plan, but may include a request for a waiver, including a description of such committee or accomplishments.

"(b) LOCAL PLAN.—(1) As described in the State reform plan, and consistent with the recommendations of the panel established under section 8106, the State shall make subgrants to local educational agencies. Each subgrant shall be of a sufficient amount to develop or implement a locally developed plan which—

"(A) is formally approved by the local educational agency;

"(B) describes a process to ensure broad-based community participation in the development of the local plan, including parents, students, teachers, principals, representatives of rehabilitation organizations, representatives of the employment and training network, representatives of local business associations, and representatives of community-based organizations;

"(C) provides assurance that the local educational agency shall provide for an ongoing evaluation of the effectiveness of the plan in meeting State and local goals, and that such agency will annually review the local plan;

"(D) proposes district-wide reform which includes—

"(i) the setting of local goals;

"(ii) a process to ensure that—

"(I) curricular and instructional materials reflect State goals, State curricular frameworks and local goals; and

"(II) an assessment system is developed or adopted which is curriculum-based and includes achievement and other indicators that validly, fairly, and reliably measure progress of all students (including students with limited English proficiency and students with disabilities) toward meeting State and local goals;

"(iii) the provision of teacher and administrator training; and

"(iv) a review and restructuring, if necessary, of the administrative and staffing structure of the local educational agency and individual schools within such agency.

"(E) describes how parents and secondary school students are involved in the development, operation, and evaluation of programs and activities assisted under this part;

"(F) provides for the availability of curricular frameworks, curricular materials, and professional development in a non-discriminatory manner;

"(G) provides for the ongoing evaluation of the effectiveness of the local plan in closing the gap between high and under-achieving students using achievement and other measures such as attendance, grade retention, and dropout rates;

"(H) reviews existing Federal education programs, including early childhood education programs, and how they contribute to the local plan;

"(I) based on the recommendations of students, teachers and principals, identifies and describes Federal, State, and local laws and regulations that may impede the implementation of the plan, if any;

"(J) describes the process that will be used to ensure that the funds received will be used

to the maximum extent at the local school level;

"(K) describes the steps the local educational agency shall take to ensure that successful practices, supported by assistance provided to schools under this part shall be disseminated to other schools in the local educational agency;

"(L) provides special attention to the needs of minority students, including instructional programs and activities that—

"(i) reflect cultural awareness and multicultural diversity;

"(ii) encourage alternative learning styles; and

"(iii) encourage such students in elementary and secondary schools to aspire to enter higher education programs;

"(M) provides special attention to the needs of females, including instructional programs and activities that—

"(i) encourage increased participation in math and sciences; and

"(ii) promote gender equity in classrooms and curricula; and

"(N) provides for the ongoing evaluation of the impact of the local plan on the separate educational achievements of girls and boys.

"(2) In making subgrants to local educational agencies under this subsection, the State shall give priority consideration to local plans which are broadly supported within their communities as evidenced by—

"(A) the comments of the local committee required under subsection (e)(2);

"(B) the record of the hearings conducted by local educational agencies under subsection (d)(2); and

"(C) letters and resolutions submitted by local groups and organizations.

"(c) ASSISTANCE FOR LOCAL PLAN DEVELOPMENT.—The State shall provide technical assistance in the development of a local plan where necessary which—

"(1)(A) is to be submitted by a local educational agency with a large number or percentage of educationally disadvantaged students, students who have dropped out of school, or students with disabilities; or

"(B) is to be submitted by a local educational agency which demonstrates need for such assistance;

"(2) promotes comprehensive, district-wide reform; and

"(3) has the support of parents, teachers, businesses, and community-based service organizations.

"(d) SUBMISSION OF LOCAL PLAN.—(1) The committee shall submit the plan to the local educational agency for review.

"(2) Prior to consideration of the plan for approval, the local educational agency, with proper public notice (including notice in accessible formats), shall conduct public meetings to:

"(A) receive an explanation of all aspects of the plan by the local committee;

"(B) review and discuss the plan, including—

"(i) whether it meets the requirements of this section;

"(ii) the revenue, resource, and budget implications of the plan for the local educational agency; and

"(iii) the effect of the plan on staffing, organization, personnel policies, and collective bargaining agreements of the local educational agency;

"(C) discuss possible modifications to the plan; and

"(D) solicit the views of other interested individuals, including the superintendent, principals, teachers, other officials of the local educational agency, parents, and students.

"(e) CONSIDERATION OF LOCAL PLAN.—

"(1) After the meetings required under subsection (d), the local educational agency, with proper notice, shall convene a public

meeting to consider the local plan and shall—

"(A) approve the plan with or without modification;

"(B) disapprove the plan; or

"(C) return the plan to the committee for further development.

"(2) A local educational agency which approves a local plan shall include the written comments of the local committee prior to submitting such plan to the State for consideration for a subgrant.

"(3) Additional development, submission, and consideration of the local plan shall be consistent with the provisions of this section.

"(f) ADDITIONAL SUBGRANT.—A local educational agency may not receive an additional subgrant in a succeeding year unless such local educational agency demonstrates reasonable progress in the implementation of its local plan and, after its third year of funding under this part, provides evidence of improved student achievement.

"(g) REVIEW OF LOCAL PLAN.—(1) The committee and the local educational agency shall review, on an ongoing basis, the progress of the local educational agency in implementing the local plan for the period during which such agency receives funding under this part.

"(2) The committee shall annually submit a written progress report to the local educational agency, the State panel established under section 8106, and the State educational agency. The local educational agency may submit a separate report, including comments on the report submitted by the committee.

"SEC. 8109. LOCAL USES OF FUNDS.

"(a) DEVELOPMENT OF PLAN.—A local educational agency which receives a subgrant under this part shall use the funds for the purpose of district-wide reform, consistent with the State and local plans. Authorized activities may include—

"(1) development and implementation of the local plan;

"(2) New American Schools which reflect the best available knowledge regarding teaching and learning for all students in public schools, which use the highest quality instructional materials and technologies, and which are designed to meet national, State, and local educational goals as well as the particular needs of their students and communities;

"(3) systems such as merit schools which reward public schools with students who, taken as a whole, demonstrate improved performance on curriculum related outcome measures accepted by the States or developed in the State assessment process;

"(4) activities that supplement early childhood education programs and increase the readiness of young children to learn;

"(5) site-based management which places maximum decisionmaking authority at the individual school level and that, at a minimum, involves teachers and other professional staff;

"(6) activities which maximize parental involvement in improving the education of their children;

"(7) coordination of health, rehabilitation, and social services with education;

"(8) activities that provide incentives for higher levels of student performance and lead to improved student motivation and achievement;

"(9) planning to improve the use of technology (including instructional and assistive technology) in schools;

"(10) professional development activities of teachers and local administrators;

"(11) replication of successful education programs or components of such programs that will enable the local educational agency

to attain the goals of the State and local plans;

"(12) provision of technical assistance to individual schools to enable such schools to attain the goals of the State and local plans;

"(13) development or adoption, with substantial involvement of principals, teachers, and other administrators, of curricula, instructional materials, and assessment instruments which are consistent with State frameworks and local goals;

"(14) support initiatives of teachers related to the State curricular frameworks, development and implementation of the local plan, and innovative approaches to improving student achievement;

"(15) support of initiatives similar to those authorized under paragraph (14) by local school cooperatives or consortia which are a part of an educational reform plan;

"(16) demonstrating and evaluating the effectiveness of improving teacher and student performance by reducing the numbers of students in classrooms;

"(17) improving the academic performance and reducing the dropout rate of at-risk students through the use of mentors; and

"(18) development and implementation of programs that help stimulate understanding ethics, civic and character values, and the principles of democracy as a means of enhancing and improving elementary and secondary education.

"(b) INVOLVEMENT OF PRINCIPALS AND TEACHERS.—A local educational agency shall involve teachers and school principals in the development, operation, and evaluation of activities assisted by funds provided under this part.

"SEC. 8110. AUTHORIZATION OF APPROPRIATIONS.

"For the purpose of carrying out this part, there are authorized to be appropriated \$800,000,000 for the fiscal year 1992, and such sums as may be necessary for the fiscal years 1993 through 2001.

"SEC. 8111. ALLOTMENT OF FUNDS.

"(a) TO STATES.—(1) From funds appropriated under section 8110, the Secretary shall allot to the Secretary of the Interior for each fiscal year an amount equal to ½ of 1 percent of the funds appropriated, not to exceed \$2,000,000 in any fiscal year, to benefit Indian students enrolled in schools funded by the Department of the Interior for Indian students. The provisions of subsection (b) of this section shall not apply to payments made under this paragraph.

"(2) From the remaining amount appropriated under section 8110, the Secretary shall make annual grants to States with approved applications based upon the formula established in part A of chapter 1 of title I of this Act.

"(3)(A) The Assistant Secretary of the Interior for Indian Affairs shall reserve, from the allotment to carry out this subsection, an amount not to exceed \$500,000 to provide, through the National Academy of Sciences, for an analysis of the costs associated with meeting the academic standards of the Bureau of Indian Affairs by each school funded by such Bureau. The results of such analysis shall be reported, in aggregate and school specific form, to the chairpersons of the Committee on Education and Labor of the House and the Select Committee on Indian Affairs of the Senate and to the Assistant Secretary of the Interior for Indian Affairs not later than 6 months following the date of enactment of this title.

"(B) Such analysis shall evaluate the cost of providing a program in each school funded by the Bureau of Indian Affairs during the academic year July 1, 1992, through June 30, 1993, and shall be based on—

"(i) the standards—

"(I) published by such Bureau in the Federal Register and in effect for Bureau operated schools on July 1, 1992, or

"(II) incorporated within grant or contract agreements in effect on such date for tribally controlled schools funded by such Bureau through the Student Equalization program under section 1126 of Public Law 95-561, as amended;

"(ii) the best projections of student counts and demographics, as independently determined by such Academy; and

"(iii) the pay and benefit schedules and other personnel requirements for each such Bureau funded school, in effect on July 1, 1992.

"(b) MATCHING REQUIREMENT.—(1) The Federal share under this part may not exceed—

"(A) 100 percent of the total cost of a program for the first year for which a State receives funds under this part;

"(B) 85 percent of the total cost of a program for the second year for which a State receives funds under this part;

"(C) 60 percent of the total cost of a program for the third year for which a State receives funds under this part;

"(D) 45 percent of the total cost of a program for the fourth year for which a State receives funds under this part; and

"(E) 33 percent of the total cost of a program for the fifth and any succeeding year for which a State receives funds under this part.

"(2) The remaining cost of a program that receives assistance under this part shall be paid by the State from State funds and may include contributions from the private sector.

"(3) The share of payments from sources other than funds appropriated under this part may be in cash or in kind fairly evaluated.

"(4) The requirements of this subsection shall not apply to the Virgin Islands, the Commonwealth of Puerto Rico, or Pacific outlying areas.

"(c) MAINTENANCE OF EFFORT.—A State is entitled to receive its full allotment of funds under this section for any fiscal year if the Secretary finds that either the combined fiscal effort per student or the aggregate expenditures within the State with respect to the provision of free public education for the preceding fiscal year was not less than 90 percent of such combined fiscal effort or aggregate expenditures for the second preceding fiscal year.

"(d) ADMINISTRATIVE COSTS.—From its annual allotment, a State may reserve for administration (not to include the activities of the panel) an amount not to exceed 4 percent or \$250,000, whichever is greater.

"(e) ASSURANCES AND TERMS.—(1) The funds allotted to the Secretary of the Interior under subsection (a)(1) shall be made in a payment which shall be pursuant to an agreement between the Secretary and the Secretary of the Interior containing such assurances and terms as the Secretary determines will best achieve the purposes of this part. The agreement shall contain an assurance that—

"(A) a panel, as set forth in paragraph (2) of this subsection, shall be established;

"(B) a plan as required in section 8106 shall be developed by such panel; and

"(C) the provisions and activities required under sections 8106 and 8107 shall be carried out in the same time frames stipulated for the States in those sections, provided that the term 'local educational agencies' shall be interpreted to mean 'schools funded by the Bureau of Indian Affairs'.

"(2) To carry out the provisions of this part, and to develop the plan required under the agreement with the Secretary required in paragraph (1), the Secretary of the Interior shall establish a panel coordinated by

the Assistant Secretary of the Interior for Indian Affairs to develop a system-wide reform plan. Such panel shall consist of—

"(A) the Assistant Secretary of the Interior for Indian Affairs (or designee);

"(B) the chairpersons and ranking minority members of the Committee on Education and Labor of the House of Representatives and the Select Committee on Indian Affairs of the Senate (or their designees);

"(C) the Director of the Office of Indian Education Programs of the Bureau of Indian Affairs and such heads of divisions in such office as the Director shall designate;

"(D) a representative nominated by each of the following—

"(i) the organization representing the majority of teachers and professional personnel in Bureau-operated schools;

"(ii) the organization representing the majority of nonteaching personnel in Bureau-operated schools, if not the same organization as in clause (i);

"(iii) school administrators of Bureau-operated schools;

"(iv) education line officers located in Bureau area or agency offices serving elementary or secondary programs;

"(v) the organization representing the majority of Bureau-funded contract or grants schools not serving students on the Navajo reservation;

"(vi) the organization representing the majority of Bureau-funded contract or grants schools serving students on the Navajo reservation;

"(vii) the organization representing the school boards required in Bureau-operated schools, not serving students on the Navajo reservation; and

"(viii) the organization representing the school boards required in Bureau-operated schools, serving students on the Navajo reservation.

In addition, the members of the panel stipulated above shall designate for full membership 3 tribal chairmen (or designees) or representatives of 3 national organizations which primarily represent national Indian education concerns, or a combination of these 2 classes, provided that the National Advisory Council on Indian Education, established under the Indian Education Act of 1972, (25 U.S.C. 2601 et seq.) shall not be included as an organization for consideration under this provision.

"SEC. 8112. AVAILABILITY OF INFORMATION AND TRAINING.

"(a) INFORMATION AND TRAINING.—Proportionate to the number of children in a State or in a local educational agency who are enrolled in private elementary or secondary schools—

"(1) a State educational agency or local educational agency which uses funds under this part to develop goals, curricular frameworks, curricular materials, and assessments shall, upon request, make information related to such goals, frameworks, materials, and assessments available to private schools; and

"(2) a State educational agency or local educational agency which uses funds under this part for teacher and administrator training shall provide in its plan for the training of teachers and administrators of private schools located in the geographical area served by such agency.

"(b) WAIVER.—If, by reason of any provision of law, a State or local educational agency is prohibited from providing for the equitable participation of teachers and administrators from private schools in training programs assisted with Federal funds provided under this part, or if the Secretary determines that a State or local educational agency has substantially failed or is unwilling to provide for such participation, the Secretary shall waive such requirements and

shall arrange for the provision of training consistent with State goals and curricular frameworks for such teachers and administrators. Such waivers shall be subject to consultation, withholding, notice, and judicial review in accordance with section 1017 of this Act.

"SEC. 8113. ANNUAL PROGRESS REPORTS: TECHNICAL ASSISTANCE.

"(a) ANNUAL REPORT.—A State which receives funds under this part shall annually report to the Secretary—

"(1) regarding such State's progress in meeting its goals and plan;

"(2) describing proposed activities for the succeeding year; and

"(3) describing Federal regulations which may impede reform activities under this part as described in local plans approved by the State.

"(b) ADDITIONAL REPORT: TECHNICAL ASSISTANCE.—(1) Each State which receives funds under this part shall submit to the Secretary a biennial report on revenues available to, and expenditures by, each local educational agency in the State during the second preceding year. This report shall be developed in accordance with data definitions developed and published by the National Center for Education Statistics, and shall include at least the following information for each local educational agency within the State—

"(A) sources of revenues, identified by level of Government and type in the case of taxes;

"(B) types of educational services offered;

"(C) pupil enrollment, average daily attendance, and average daily membership;

"(D) demographic information on student population;

"(E) type and responsibilities of each local educational agency, including a description of grade levels served; and

"(F) age and condition of facilities, including the percent of budget expended for maintenance and operation.

"(2) After submission of the first biennial report under paragraph (1), a State, using data and definitions developed by the National Center on Education Statistics, shall include in each subsequent biennial report for each local educational agency the following information:

"(A) Tax assessment rates, policies, and practices.

"(B) The ability of such local educational agency to raise additional revenues.

"(C) The costs of providing elementary and secondary education services.

"(3) The report required by this subsection shall also contain a detailed description of the State's school finance programs including each program's—

"(A) purpose;

"(B) eligibility criteria;

"(C) sources of revenue;

"(D) aggregate level of funding;

"(E) mechanism or formula for distributing funds among local educational agencies; and

"(F) restrictions on use of funds.

"(4) In developing data definitions under this subsection, the National Center for Education Statistics shall consult with individuals knowledgeable in the field of education finance.

"(5) Each State shall make its first report to the Secretary under this subsection not later than two years after the date that the Secretary initially allots funds under section 8111.

"(c) TECHNICAL ASSISTANCE.—The Secretary shall provide technical assistance, either directly by grant or by contract, to the States to assist them in complying with the requirements of this section.

"(d) DATA REVIEW.—The National Center for Education Statistics shall review the

data from reports compiled under this section to determine adherence to the definitions required in subsection (b) before it is submitted for policy analysis by the National Academy of Sciences under subsection (c) of section 8114. The National Center for Education Statistics shall forward to the Secretary and the National Academy of Sciences any discrepancies it determines between the data and the definitions and any corrections necessary to achieve consistency in the data, particularly as it relates to differences in data of the various States.

"SEC. 8114. EVALUATION AND DISSEMINATION.

"(a) EVALUATION.—The Secretary shall evaluate a representative sample of such State and local reform efforts over the course of the 10-year authorization in order to assess the effectiveness of such plans and activities in improving the educational performance of all children. Such evaluations shall specifically examine the effects of such activities on disadvantaged students. The Secretary may reserve up to 3/4 of one percent of the appropriations for this part to carry out this section provided that 1/2 of one percent of such appropriation shall be reserved for technical assistance under section 8113(c) and for subsection (c) of this section.

"(b) DISSEMINATION.—The Secretary shall, annually and upon request, disseminate to the States information on approaches and materials developed under this part or through related efforts.

"(c) CONTRACT FOR STATISTICAL, LEGAL, AND POLICY ANALYSIS.—(1) The Secretary shall provide, through a contract with the National Academy of Sciences, for the preparation of a statistical, legal, and policy analysis of school finance and related data reported by the States under section 8113(b). Such analysis shall—

"(A) address disparities in educational expenditures and the reasons for such disparities among local educational agencies in each State and among States across the Nation; and

"(B) describe the degree to which the data reported by States under section 8113 was useful in its preparation.

"(2) In conducting such analysis, the National Academy of Sciences shall use statistical methods generally accepted by school finance specialists, and shall develop model State school finance programs based on generally accepted concepts of equalized school finance programs. Such models shall take into consideration a variety of factors, including—

"(A) State and local variations in student demographics and needs, and the costs of meeting such needs;

"(B) adequacy of resources;

"(C) ability and willingness of States and local educational agencies to raise additional revenues; and

"(D) costs of providing educational services.

"(3) Not later than three years following the date that the Secretary makes the first allotment of funds to States under section 8111, the National Academy of Sciences shall provide a report containing the information required by this subsection to the Chairpersons of the Committee on Education and Labor of the House of Representatives and the Committee on Labor and Human Resources of the Senate and to the Secretary. The Secretary shall expeditiously make such report available to States and, upon request, to the public.

"(4) The Secretary, upon request, shall provide, either directly or by contract, technical assistance to States which endeavor to implement a model school finance program developed by the National Academy of Sciences under this subsection.

"SEC. 8115. REPORT TO CONGRESS.

"The Secretary shall submit annually to the chairpersons of the Committee on Education and Labor of the House of Representatives and the Committee on Labor and Human Resources of the Senate a report that contains—

"(1) a description of the progress that States receiving funds under this part have made in developing and implementing their plans;

"(2) information from State and local reports regarding requirements in Federal law or regulation which have been identified by States and local educational agencies as impeding the system-wide reform of schools under this part; and

"(3) a list by State of average per pupil expenditures reflecting the most recent data reported under section 8113(b) and reviewed under section 8113(d).

"SEC. 8116. GENERAL PROVISIONS.

"Nothing in this part shall—

"(1) supersede State law;

"(2) be construed to authorize any department, agency, officer, or employee of the Federal Government to—

"(A) exercise any control over the curriculum, program of instruction, administration or personnel of any educational institution or school system; or

"(B) prescribe the use of particular standards, assessments, or instructional materials;

"(3) be construed to limit the rights or responsibilities of any person under any Federal law; or

"(4) be construed to prohibit a local educational agency from receiving contributions from private organizations or individuals for the purpose of supporting the development or implementation of its local reform plan.

"SEC. 8117. DEFINITIONS.

"For purposes of this part:

"(1) The term 'assessment system' means a system for measuring the abilities and academic achievement of students that is based upon a set of curricular frameworks and expected outcomes.

"(2) The term 'curricular framework' means a description, in a particular subject area, of the knowledge and skills children should acquire.

"(3) The term 'Pacific outlying area' means American Samoa, Guam, the Commonwealth of the Northern Mariana Islands, and the Republic of Palau (until such time as the Compact of Free Association is ratified).

"PART C—FLEXIBILITY DEMONSTRATION PROGRAM

"SEC. 8201. SHORT TITLE.

"This part may be cited as the 'Flexibility for Educational Effectiveness Act of 1992'.

"SEC. 8202. FINDINGS AND PURPOSES.

"(a) FINDINGS.—The Congress finds that—

"(1) schools face increasingly diverse populations of disadvantaged students due to the influx of many immigrant children, the growth in poverty among children, and changes in the family structure;

"(2) schools are asked not only to educate such increasingly diverse student populations, but to meet disadvantaged students' needs for social, health, and nutritional services;

"(3) Federal and State programs are available to assist in educating and otherwise helping such students, but were designed originally when it was easier to meet the needs separately; and

"(4) a demonstration program that waives specific Federal statutes and regulations is necessary to determine whether education and other services can be provided in a more coordinated manner so that teachers, principals, and other school personnel can develop more flexible approaches to improving

the education, social, health, mental health, and nutrition levels of disadvantaged children.

"(b) PURPOSES.—It is the purpose of this part to demonstrate the effectiveness in several States and schools, of granting waivers of Federal and State laws and regulations so that services can be more effectively provided to disadvantaged children.

"SEC. 8203. ESTABLISHMENT OF FEDERAL COMMITTEE.

"(a) IN GENERAL.—There is established a Committee on Services to Children (referred to in this part as the 'Committee') composed of the Secretaries of Education, Agriculture, Labor, and Health and Human Services. Such Committee shall coordinate certain activities of the Departments of Education, Agriculture, Labor, and Health and Human Services to facilitate demonstration projects that waive certain requirements of Federal laws and regulations administered by such departments.

"(b) NOTIFICATION.—Not later than 60 days after the establishment of the Committee under this section, such Committee shall publish in the Federal Register a notice and description of programs providing health, mental health, social services, or substance abuse prevention and treatment for which waivers of requirements are available under other Federal laws for the purpose of encouraging the coordination of such programs with programs included in this part.

"(c) DUTIES.—The Committee shall review applications from States for demonstration projects and approve applications of not more than 15 States involving not more than 20 schools in each State.

"(d) LIMITATION.—The Committee shall not exercise authority over the development or specific provisions of an application submitted by a State.

"SEC. 8204. PROGRAM AUTHORIZED.

"(a) STATES.—The Committee is authorized to waive certain requirements in not more than 15 States involving not more than 20 schools in each State for demonstration purposes to find more flexible ways to provide education and other services to disadvantaged students. The demonstration projects may include the simplification, coordination, and combination of some of the requirements in the following four categories—

"(1) related Federal and State preschool and early childhood programs for disadvantaged children;

"(2) related Federal and State programs for disadvantaged students in elementary and secondary schools;

"(3) Federal and State educational programs for disadvantaged children and social, health, and nutrition programs targeted at such children; and

"(4) the administration of Federal and State school lunch and school breakfast programs.

"(b) TERRITORIES.—(1) Notwithstanding the definition of State in section 1471, the Secretary is authorized to consider an application from each of the territories of the Virgin Islands, Guam, American Samoa, and the Commonwealth of the Northern Mariana Islands and to waive certain requirements in not more than four schools for each of such territories.

"(2) The requirements of subsection (a) regarding the number of States and schools that may be approved for waivers shall not include the territories listed in paragraph (1).

"SEC. 8205. ELIGIBILITY.

"(a) STATE ELIGIBILITY.—To be eligible to participate in a demonstration project under this part, a State educational agency shall have, or make a concerted attempt to develop, coordinated service agreements with other agencies of the State that administer

social services, health, mental health, and substance abuse prevention and treatment programs. Such agreements shall include descriptions of the manner in which such services for disadvantaged students are coordinated at the State level.

"(b) LOCAL ELIGIBILITY.—To be eligible to participate in a demonstration project under this part, a local educational agency shall—

"(1) develop the application with the involvement of a local reform committee established under section 8108 of part B or under State law; and

"(2) have, or make a concerted attempt to develop, coordinated service agreements with other local agencies and organizations to better coordinate the provision of education, social services, health, mental health, and substance abuse prevention and treatment programs to disadvantaged students. Such services shall be available at a location convenient for such students and their families.

"SEC. 8206. APPLICATIONS.

"(a) GENERAL LOCAL REQUIREMENTS.—A local educational agency that desires to participate in a demonstration project that waives certain State and Federal requirements to improve the delivery of services to disadvantaged children shall submit an application that includes not more than 4 schools in the jurisdiction of such agency to the State educational agency.

"(1) LOCAL REQUEST FOR WAIVERS.—A local educational agency that desires to request waivers of statutory or regulatory requirements to better serve disadvantaged students shall submit an application that—

"(A) identifies each school that desires waivers of Federal and State requirements and describes how such requirements impede improved educational outcomes;

"(B) specifically identifies each Federal and State statutory requirement to be waived;

"(C) describes how program funds shall be combined with chapter 1 funds to provide more effective services in the regular classroom for disadvantaged students;

"(D) describes how the combining of funds shall—

"(i) allow the school to provide services to disadvantaged students in a more comprehensive, less fragmented approach;

"(ii) allow the school to better meet the educational needs of disadvantaged students; and

"(iii) allow the school to allocate resources more effectively;

"(E) describes the specific educational improvement goals for each school, including—

"(i) goals to substantially improve the performance of disadvantaged students on indicators of student progress that are tied to State and national education goals and which reflect public input;

"(ii) goals that reflect the broad purposes of each program for which the waiver is sought; and

"(iii) an explanation of how the local educational agency shall evaluate the progress of each school in meeting its educational improvement goals in order to measure—

"(I) physical, psychological, and educational readiness of disadvantaged children to learn;

"(II) skill levels of students eligible for chapter 1 funds in reading, mathematics, analytical reasoning, and higher order thinking;

"(III) the dropout, retention, and graduation rates;

"(IV) teacher and student absenteeism; or

"(V) other factors associated with student and school success;

"(F) describes the population of disadvantaged students at each school, the academic and other needs of such students, and how

the needs of such students shall be addressed by the demonstration projects;

"(G) describes how school administrators, teachers, staff, and parents shall be involved in the planning, development, and implementation of the goals for each participating school; and

"(H) assures that the local educational agency shall report annually to the State educational agency on the progress of the school in meeting the goals described in the application.

"(2) LOCAL REQUEST FOR SOCIAL, HEALTH, AND NUTRITION PROGRAM WAIVERS.—A local educational agency that desires to receive waivers of statutory or regulatory requirements to improve the social, health, and nutritional services to disadvantaged students shall submit an application to the State educational agency that—

"(A) includes a description of the impediments to providing effective social, health, and nutritional services to disadvantaged children;

"(B) identifies the Federal and State statutory or regulatory requirements to be waived;

"(C) describes the service goals to be achieved;

"(D) assures that the local educational agency shall report annually to the State educational agency on the progress of the school in meeting the goals described in the application.

"(3) LOCAL REQUEST OF SCHOOL AND CHILD NUTRITION PROGRAM WAIVERS.—A local educational agency that desires to receive waivers of statutory or regulatory requirements relating to the operation of school lunch and school breakfast programs shall submit an application to the State educational agency that—

"(A) includes a description of the impediments to the efficient operation and administration of the school lunch or school breakfast program;

"(B) identifies the Federal statutory or regulatory requirements to be waived;

"(C) describes the management goals to be achieved, such as fewer hours spent on or fewer personnel dedicated to the administration of such programs; and

"(D) assures that the local educational agency shall report annually to the State educational agency on the progress of school in meeting the goals described in the application.

"(b) GENERAL STATE REQUIREMENTS.—A State educational agency that desires to request waivers of statutory requirements or regulations shall submit an application to the Committee that includes the following:

"(1) SCHOOL SELECTION.—The names of the not more than 20 schools in such State selected to participate in a demonstration project.

"(2) REQUIREMENT WAIVERS.—For each such school, the identification of the statutory or regulatory requirements that are requested to be waived and the goals that the school intends to achieve.

"(3) STATE ACTION.—A description of the action that the State has undertaken to remove State statutory or regulatory barriers identified in the applications of the local educational agencies.

"(4) PROGRAM COMBINATION.—A description of the extent to which the State has combined State programs for educating disadvantaged students and State social health, mental health, and substance abuse programs with similar Federal programs, including the administration of such programs.

"(5) MONITORING PROCESS.—An assurance that the State educational agency shall monitor quarterly the progress of the schools in meeting the goals outlined in the application and that such agency shall re-

port annually on such progress to the Committee.

“(6) APPROPRIATE APPROVAL.—If a local educational agency has requested a waiver of a Federal or State statutory or regulatory requirement that is not within the jurisdiction of the State educational agency, the written approval of the appropriate State official responsible for such requirement.

“(c) PRIORITIES.—

“(1) LOCAL PRIORITY.—The State educational agency shall give priority consideration to the selection of schools with large numbers or percentages of students eligible to receive a free or reduced price meal and schools that are—

“(A) participating in school-wide projects under chapter 1;

“(B) recipients of multiple Federal educational programs serving disadvantaged students; and

“(C) combining Federal and State social, health, mental health, and substance abuse services with Federal and State education programs affected by this part.

“(2) STATE PRIORITY.—The Committee shall give priority consideration to an application of a State that—

“(A) demonstrates that actions have been taken to waive State statutory or regulatory requirements in programs similar to the Federal programs for which the waivers are sought; and

“(B) demonstrates (and provides evidence of authority) that the State has or intends to coordinate and combine the administration of similar Federal and State education programs affected by this part and also to coordinate such programs with social, health, mental health, and substance abuse programs.

“SEC. 8207. FEDERAL WAIVERS OF GENERAL REQUIREMENTS.

“A State educational agency may request waivers of Federal statutory or regulatory requirements relating to the uses of funds for programs serving disadvantaged students to allow funds to be combined to better serve disadvantaged students in the regular classroom.

“(1) PRESCHOOL PROGRAMS.—In the case of preschool programs serving disadvantaged students, such programs shall include chapter 1 and may include—

“(A) Head Start (only for requirements related to age, family income, length of day, and restrictions on reimbursement);

“(B) Even Start;

“(C) the Child Care Quality Improvement Act; and

“(D) the Comprehensive Child Development Centers Act of 1988.

“(2) ELEMENTARY SCHOOL.—In the case of programs serving disadvantaged students at the elementary school level, such programs shall include chapter 1 and may include—

“(A) chapter 2 of this Act;

“(B) the Jacob K. Javits Gifted and Talented Students Education Act of 1988;

“(C) the Drug Free Schools and Communities Act of 1986;

“(D) the Head Start Transition Project Act;

“(E) the Follow Through Act; and

“(F) the Emergency Immigrant Education Act of 1984.

“(3) SECONDARY SCHOOL.—In the case of programs serving disadvantaged students at the secondary school level, such programs shall include chapter 1 and may include—

“(A) the Carl D. Perkins Vocational and Applied Technology Act;

“(B) the Job Training Partnership Act;

“(C) chapter 2 of this Act;

“(D) the School Dropout Demonstration Assistance Act of 1988;

“(E) the Drug Free Schools and Communities Act of 1986; and

“(F) the Emergency Immigrant Education Act of 1984.

“SEC. 8208. FEDERAL WAIVERS OF REQUIREMENTS FOR SOCIAL, HEALTH, AND NUTRITION PROGRAMS.

“A State educational agency may request waivers of Federal statutory or regulatory requirements relating to the operation of programs designed to improve the social, health, and nutritional condition of disadvantaged children. Requests may include waivers for—

“(1) the Nutrition Education and Training Program under the Child Nutrition Act;

“(2) Programs for Improvement of Comprehensive School Health Education under the Secretary's Fund for Innovation in section 4605 of title IV of this Act;

“(3) Alcohol and Drug Abuse Education Act; and

“(4) the Drug Free Schools and Communities Act.

“SEC. 8209. FEDERAL WAIVERS OF REQUIREMENTS FOR NATIONAL SCHOOL LUNCH AND CHILD NUTRITION PROGRAMS.

“The State educational agency may request waivers of Federal statutory or regulatory requirements relating to the operation of the school lunch and school breakfast programs authorized under the National School Lunch and Child Nutrition Acts in order to promote more efficient operation of such programs.

“SEC. 8210. RESTRICTIONS ON WAIVERS.

“(a) IN GENERAL.—A local educational agency may request waivers only for those programs in which such agency participates and nothing in this part may be construed:

“(1) CIVIL RIGHTS AND DISCRIMINATION.—To authorize any changes in, substitutions for, or lessening of, the mandates and protections of Federal laws and regulations regarding civil rights (under title VI of the Civil Rights Act of 1964), discrimination (under title IX of the Education Amendments of 1972, or section 504 of the Rehabilitation Act of 1973, or the Age Discrimination Act of 1975), and safety, and the procedural safeguards contained in such provisions.

“(2) USAGE OF FUNDS.—To affect regulations and prohibitions concerning the diversion of Federal funds for private use.

“(3) GENERAL REQUIREMENTS.—To absolve any State, local educational agency or school from—

“(A) maintenance of effort or comparability of services requirements under any program;

“(B) requirements that Federal funds supplement, not supplant non-Federal funds;

“(C) requirements to provide for the equitable participation of private school students;

“(D) requirements under sections 438 and 439 of the General Education Provisions Act; or

“(E) requirements relating to parental participation.

“(4) FUND DISTRIBUTION.—To alter the distribution of funds to schools within the local educational agency, or to change the way funds are utilized within schools for programs not included in the waiver.

“(5) CONSTRUCTION, RENOVATION, AND REPAIR.—To permit funds made available for services and activities to be used for the construction, renovation, or repair of facilities.

“(b) RESTRICTIONS OF SCHOOL LUNCH AND CHILD NUTRITION PROGRAMS.—Nothing in this part shall be construed:

“(1) DISCLOSURE OF INFORMATION.—To lessen the mandates regarding the prohibition on the disclosure of information regarding students receiving free or reduced price meals.

“(2) PRICE LIMITATION.—To allow eligible schools to charge more than the statutory price limit for a reduced price meal.

“(3) MEAL COSTS.—To lessen the mandates regarding the requirements for serving free or reduced price meals to eligible students.

“(4) REIMBURSEMENT.—To allow schools to receive a reimbursement at an amount greater than the number or proportion of students eligible for free, reduced price, or paid meals.

“(5) PROHIBITION.—To lessen the requirements regarding the prohibition on operating a profit-producing program.

“(6) SALE.—To lessen the requirements regarding the sale of competitive foods.

“(7) NUTRITION.—To lessen the mandates regarding the nutritional content of the meals served.

“(c) SPECIAL RULE.—Any reporting requirements required by programs affected by sections 8207, 8208, and 8209 shall be waived and considered satisfied by the reporting requirements in this part.

“SEC. 8211. TERMINATION OF WAIVER AUTHORITY.

“(a) EARLY TERMINATION.—A waiver granted to a State or school shall be terminated when the following occurs:

“(1) PROGRESS.—The school has not demonstrated adequate progress toward meeting the goals outlined in the application of the local educational agency.

“(2) VIOLATION.—When a State or school has been found in violation of any restriction on the waiver authority.

“(b) FINAL TERMINATION.—The authority of the Committee to grant waivers shall expire on September 30, 1997.

“(c) DECLINE PARTICIPATION.—A school, at any time, may decline to participate in a project under this part.

“SEC. 8212. REPORTING REQUIREMENTS.

“(a) STATE REQUIREMENT.—A State educational agency that is selected for a demonstration project under this part shall report annually to the Committee on the progress of each participating school in meeting the goals articulated in the application of the local educational agency and shall include the following:

“(1) INTERAGENCY AGREEMENTS.—Identification of the interagency mechanism established to coordinate the delivery of services at the State and local level.

“(2) ACHIEVEMENT LEVELS.—Evaluation of the impact of coordinated services on the achievement levels of students eligible for chapter 1 funds including—

“(A) reading and math skills;

“(B) analytical reasoning skills;

“(C) dropout rates;

“(D) retention rates;

“(E) graduation rates;

“(F) student absenteeism;

“(G) teacher absenteeism; and

“(H) other indicators considered by the local educational agency to be appropriate.

“(3) SERVICE REVIEW.—Identification of the specific steps taken—

“(A) to expand or restrict eligibility for services or programs;

“(B) to establish new services;

“(C) to expand existing services;

“(D) to increase hours of service;

“(E) to integrate services from other systems (such as mental health, nutrition, social services, and substance abuse prevention and treatment);

“(F) to involve new staff in the delivery of services; and

“(G) to enhance parental involvement.

“(b) COMMITTEE REQUIREMENT.—The Committee shall report annually to the Committee on Education and Labor in the House of Representatives and the Committee on Labor and Human Resources of the Senate, and the Committee on Agriculture, Nutrition, and Forestry of the Senate, on the progress in each of the schools in meeting the goals in the application of the local educational agency.

"SEC. 8213. EVALUATION.

"(a) NATIONAL ACADEMY OF EDUCATION.—The Secretary of Education shall contract with the National Academy of Education to conduct an evaluation of the demonstration projects under this part to determine the following:

"(1) STATE REPORTING REQUIREMENTS.—The accuracy of the information required under section 8212.

"(2) ACHIEVEMENT AND EFFICIENCY.—The effectiveness of raising educational achievement levels of disadvantaged students and improving the general efficiency of program operations at each school.

"(3) COORDINATED SERVICE AGREEMENTS.—The effectiveness of the coordinated service agreements at the State and local levels in the delivery of comprehensive services to disadvantaged children.

"(b) SUBMISSION DEADLINE.—Such evaluation shall be submitted to the Committee on Education and Labor of the House of Representatives, the Committee on Labor and Human Resources and the Committee on Agriculture, Nutrition, and Forestry of the Senate not later than January 1, 1999.

"SEC. 8214. DEFINITIONS.

"For purposes of this part:

"(1) The term 'chapter 1' means chapter 1 of title I of this Act.

"(2) The terms 'disadvantaged children' and 'disadvantaged students' mean children, ages 3 to 17 years, who are eligible for services under chapter 1 of title I of the Elementary and Secondary Education Act of 1965, the Head Start Act, the National School Lunch Act, the Follow Through Act, the Bilingual Education Act, the School Dropout Demonstration Act, or the Emergency Immigrant Education Act.

"(3) The term 'secondary school' means junior high schools, middle schools, and high schools.

"SEC. 8215. AUTHORIZATION OF APPROPRIATIONS.

"For the purposes of section 8213, there are authorized to be appropriated \$1,000,000 for fiscal year 1997, which shall remain available until expended.

"TITLE IX—NATIONAL BOARD ON WORKFORCE SKILLS**"SEC. 9001. PURPOSE.**

"The purpose of this title is—

"(1) to conduct research to identify and to determine the validity of generic workplace readiness skills which all students should have attained upon completion of high school in order to be effective participants in the workforce; and

"(2) to make recommendations regarding how the attainment of such generic workplace readiness skills can be incorporated into the development of national content standards and national school delivery standards.

"SEC. 9002. RESEARCH.

"(a) NATIONAL ACADEMY OF SCIENCES.—The Secretary of Education, through grant or contract with the National Academy of Sciences (referred to in this title as the Academy), shall—

"(1) in consultation with employers, workers, representatives of labor, educators, and others as appropriate, identify generic workplace readiness skills that all students should have upon completion of high school;

"(2) conduct research on such skills, including evaluating existing research and practices to determine the relationship between possession of the skills and competent job performance;

"(3) make recommendations for integrating generic workforce readiness skills into school-based learning; and

"(4) propose methods to update generic workforce skills as the requirements of the economy change.

"(b) NATIONAL BOARD.—The Academy shall establish a National Board on Workforce Skills composed of representatives from business and industry, organized labor (including organizations with national training programs), education, local government, and others with expertise regarding the identification and teaching of generic workplace readiness skills.

"SEC. 9003. RECOMMENDATIONS.

"The Academy shall work with the National Education Goals Panel and the groups and organizations authorized to develop national content standards and national schools delivery standards pursuant to sections 8011 and 8012, respectively, to include skills identified under this part and the National Education Goals Panel and such groups and organizations shall utilize the recommendations of the Academy.

"SEC. 9004. TIME AND CONDITIONS.

"The Secretary shall, not later than 90 days after the receipt of funds appropriated under section 9005, enter into an appropriate arrangement with the Academy to carry out the responsibilities outlined under this title.

"SEC. 9005. AUTHORIZATION OF APPROPRIATIONS.

"There are authorized to be appropriated \$2,000,000 for fiscal year 1993 to carry out this title. Such appropriation shall be available until expended."

SEC. 102. EISENHOWER NATIONAL PROGRAMS.

Section 2012 of the Elementary and Secondary Education Act of 1965 is amended by adding at the end the following:

"(g) MODEL ASSESSMENTS FOR MATH STANDARDS.—The Secretary, with funds appropriated to carry out this section and in consultation with the Panel and Committee established under title VIII of this Act, is authorized to make grants to State educational agencies, local educational agencies, institutions of higher education, organizations with expertise in assessments, or a combination of such agencies or organizations, to support the development of model assessments tied to the math standards."

TITLE II—GENERAL EDUCATION PROVISIONS ACT AMENDMENTS**SEC. 201. FUNCTIONS OF NATIONAL ASSESSMENT.**

(a) IN GENERAL.—Section 406 of the General Education Provisions Act (20 U.S.C. 1221e-1) is amended—

(1) in paragraph (1) of subsection (f), by striking "and 1993" and inserting "1993, and 1994";

(2) in subparagraph (C) of subsection (i) (2)—

(A) by redesignating clauses (iii), (iv), and (v) as clauses (iv), (v), and (vi), respectively;

(B) by inserting after clause (ii) the following:

"(iii) The National Assessment shall—

"(I) conduct, in 1994, a trial mathematics assessment for the 4th and 8th grades and a trial reading assessment for the 4th grade, in States that wish to participate, for the purpose of determining whether such assessments yield valid and reliable State representative data;

"(II) develop a trial mathematics assessment for the 12th grade, a trial reading assessment for the 8th and 12th grades, and a trial science assessment for the 4th, 8th, and 12th grades, to be administered in 1994 in States that wish to participate, for the purpose of determining whether such assessments yield valid and reliable State representative data; and

"(III) include in each such sample assessment referred to in subclauses (I) and (II) students in public and private schools in a manner that ensures comparability with the national sample."; and

(C) in clause (vi) (as redesignated by subparagraph (A) of this paragraph)—

(i) in the first sentence, by striking "and the fairness and accuracy of the data they produce" and inserting "the fairness and accuracy of the data they produce, and important issues affecting the quality and integrity of the National Assessment"; and

(ii) by striking "paragraph (C)(i) and (ii)" and inserting "clauses (i), (ii), and (iii)".

(b) CONFORMING AMENDMENT.—Subparagraph (D) of section 405(f)(1) of the General Education Provisions Act (20 U.S.C. 1221e(f)(1)) is amended by striking "1993" and inserting "1994".

(c) ADDITIONAL REPORT.—

(1) IN GENERAL.—The Secretary shall provide for the organization that conducts the independent evaluation required by section 406(i)(2)(C)(vi) of the General Education Provisions Act to study and report to the Congress on—

(A) the process whereby achievement goals are set pursuant to section 406(i)(6) of such Act; and

(B) the ability of the National Assessment of Educational Progress to maintain valid data with respect to trends in student performance.

(2) TIME FOR SUBMISSION OF REPORT.—The report required by paragraph (1) shall be submitted as soon as practicable, but in any event not later than 120 days after the date of the enactment of this Act.

SEC. 202. RESPONSIBILITY OF STATES TO FURNISH INFORMATION CONCERNING USES OF FEDERAL FUNDS.

Section 406A of the General Education Provisions Act (20 U.S.C. 1232f) is amended to read as follows:

"RESPONSIBILITY OF STATES TO FURNISH INFORMATION

"SEC. 406A. (a) Each State educational agency shall submit to the Secretary a report on or before March 15 of every second year. Each such report shall include—

"(1) information with respect to the uses of Federal funds in such State in the 2 preceding fiscal years under any applicable program under the jurisdiction of the State educational agency; and

"(2) information with respect to the uses of Federal funds in such State in the 2 preceding fiscal years under any Federal program administered by the State that provided grants or contracts to a local educational agency in the State.

"(b) Each report submitted as required by subsection (a) shall—

"(1) list, with respect to each program for which information is provided, all grants made to and contracts entered into with local educational agencies and other public and private agencies and institutions within the State during each fiscal year concerned;

"(2) analyze the information included in the report by local educational agency and by program;

"(3) include the total amount of funds available to the State under each such program for each fiscal year concerned and specify which appropriation Act or Acts made such funds available;

"(4) separately account for any funds carried over from a preceding fiscal year by any State or local educational agency; and

"(5) be made readily available by the State to local educational agencies and institutions within the State and to the public.

"(c) If the Secretary does not receive a report by the date required under subsection (a), or receives an incomplete report, the Secretary, not later than 30 days after such report is required to be submitted, shall take all reasonable measures to obtain the delinquent or incomplete information from the State educational agency.

"(d) When the Secretary receives a report required under subsection (a), the Secretary

shall provide such information to the National Center for Education Statistics, and shall make such information available to any individual who requests it and as part of a telecommunications network that is readily accessible to every member of Congress and other interested parties.

"(e) On or before August 15th of each year in which reports are submitted under subsection (a), the Secretary shall submit a report to the Committee on Education and Labor of the House of Representatives and the Committee on Labor and Human Resources of the Senate. Such report shall include—

"(1) an analysis of the content and data quality of such reports;

"(2) a compilation of statistical data derived from such reports; and

"(3) information obtained by the Secretary with respect to—

"(A) direct grants made to local educational agencies by the Federal Government; and

"(B) contracts entered into between such agencies and the Federal Government."

TITLE III—MISCELLANEOUS PROVISIONS

SEC. 301. SCHOOLWIDE PROJECTS.

(a) IN GENERAL.—Section 1015(b)(6) of Public Law 89-10, as amended (20 U.S.C. 2725(b)(6)), is amended—

(1) in subparagraph (A) by striking at the end "and"; and

(2) in subparagraph (B) by striking such subparagraph and inserting the following:

"(B) the average per pupil expenditure in schools described in subsection (a) (excluding amounts expended under a State compensatory education program) for the fiscal year in which the plan is to be carried out will not be less than such expenditure in the previous fiscal year in such schools, except that—

"(i) the cost of services for programs described in section 1018(d)(2)(A) shall be included for each fiscal year as appropriate only in proportion to the number of children in the building served in such programs in the year for which this determination is made; and

"(ii) if the average per pupil expenditure of the local educational agency is less than such expenditure in the previous fiscal year, the average per pupil expenditure of schools described in subsection (a) may be reduced by the local educational agency in the exact proportion to the average reduction of expenditures for all schools in such agency."

(b) EFFECTIVE DATE.—The amendment made by paragraph (2) shall be effective on or after July 1, 1992.

SEC. 302. REPORT AND AUTHORIZATION EXTENSIONS.

Section 102 of Public Law 102-62 is amended—

(1) in subsection (d) by striking "2" and inserting "3"; and

(2) in subsection (h)—

(A) by striking "1991" and all that follows through "and 1993"; and

(B) by inserting "1992 through 1995".

SEC. 303. PARENTS AS TEACHERS PROGRAMS.

Title IV of the Elementary and Secondary Education Act of 1965 is amended by inserting at the end the following new part:

"Part G—Parents as Teachers

"SEC. 4701. SHORT TITLE.

"This part may be cited as the 'Parents as Teachers: the Family Involvement in Education Act of 1992'.

"SEC. 4702. FINDINGS.

"The Congress finds—

"(1) increased parental involvement in the education of their children appears to be the key to long-term gains for youngsters;

"(2) providing seed money is an appropriate role for the Federal Government to play in education;

"(3) children participating in the parents as teachers program in Missouri are found to have increased cognitive or intellectual skills, language ability, social skills and other predictors of school success;

"(4) most early childhood programs begin at age 3 or 4 when remediation may already be necessary; and

"(5) many children receive no health screening between birth and the time they enter school, thus such children miss the opportunity of having developmental delays detected early.

"SEC. 4703. STATEMENT OF PURPOSE.

"It is the purpose of this part to encourage States to develop and expand parent and early childhood education programs in an effort to—

"(1) increase parents' knowledge of and confidence in child-rearing activities, such as teaching and nurturing their young children;

"(2) strengthen partnerships between parents and schools; and

"(3) enhance the developmental progress of participating children.

"SEC. 4704. DEFINITIONS.

"For the purposes of this part—

"(1) the term 'developmental screening' means the process of measuring the progress of children to determine if there are problems or potential problems or advanced abilities in the areas of understanding and use of language, perception through sight, perception through hearing, motor development and hand-eye coordination, health, and physical development;

"(2) the term 'eligible family' means any parent with one or more children between birth and 3 years of age, or any parent expecting a child;

"(3) the term 'lead agency' means the office or agency in a State designated by the Governor to administer the parents as teachers program authorized by this part;

"(4) the term 'parent education' includes parent support activities, the provision of resource materials on child development and parent-child learning activities, private and group educational guidance, individual and group learning experiences for the parent and child, and other activities that enable the parent to improve learning in the home;

"(5) the term 'parent educator' means a person hired by the lead agency of a State or designated by local entities who administers group meetings, home visits and developmental screening for eligible families, and is trained by the Parents As Teachers National Center established under section 4708; and

"(6) the term 'Secretary' means the Secretary of Education.

"SEC. 4705. PROGRAM ESTABLISHED.

"(a) IN GENERAL.—

"(1) The Secretary is authorized to make grants to States to pay the Federal share of the cost of establishing, expanding, and operating parents as teachers programs.

"(2) In awarding grants under paragraph (1), the Secretary shall give special consideration to applicants whose programs primarily serve hard-to-serve populations, including—

"(A) teenage parents,

"(B) illiterate parents,

"(C) economically disadvantaged parents,

"(D) offenders and their families,

"(E) unemployed parents,

"(F) learning disabled parents, and

"(G) non-English speaking parents.

"(3) In determining the amount of a grant under paragraph (1), the Secretary shall take into consideration the size of the population to be served, the size of the area to be served,

and the financial resources of such population and area.

"(b) SPECIAL RULE.—Any State operating a parents as teachers program which is associated with the Parents As Teachers National Center located in St. Louis, Missouri, shall be eligible to receive a grant under this part.

"SEC. 4706. PROGRAM REQUIREMENTS.

"(a) IN GENERAL.—(1) Each State receiving a grant under section 4705(a) shall conduct a parents as teachers program which—

"(A) establishes and operates parent education programs including programs of developmental screening of children; and

"(B) designates a lead State agency which shall—

"(i) hire parent educators who have had supervised experience in the care and education of children;

"(ii) establish the number of group meetings and home visits required to be provided each year for each participating family, with a minimum of 4 group meetings and 8 home visits for each participating family;

"(iii) be responsible for administering the periodic screening of participating children's educational, hearing and visual development, using the Denver Developmental Test, Zimmerman Preschool Language Scale, or other approved screening instruments; and

"(iv) develop recruitment and retention programs for hard-to-reach populations.

"(2) Grants awarded section 4705(a) shall only be used for parents as teachers programs which serve families during the period of time beginning with the last 3 months of a mother's pregnancy and ending when a child attains the age of 3.

"SEC. 4707. PARENTS AS TEACHERS NATIONAL CENTER.

"The Secretary shall establish a Parents As Teachers National Center to disseminate information to, and provide technical and training assistance to, States establishing and operating parents as teachers programs.

"SEC. 4708. EVALUATIONS.

"The Secretary shall complete an evaluation of the State parents as teachers programs within 4 years from the date of enactment of this part.

"SEC. 4709. APPLICATION.

"Each State desiring a grant under section 4705(a) shall submit an application to the Secretary at such time, in such manner and accompanied by such information as the Secretary may reasonably require. Each such application shall describe the activities and services for which assistance is sought.

"SEC. 4710. PAYMENTS AND FEDERAL SHARE.

"(a) PAYMENTS.—The Secretary shall pay to each State having an application approved under section 4709 the Federal share of the cost of the activities described in the application.

"(b) FEDERAL SHARE.—(1) The Federal share—

"(A) for the first year for which a State receives assistance under this part shall be 100 percent;

"(B) for the second such year shall be 100 percent;

"(C) for the third such year shall be 75 percent;

"(D) for the fourth such year shall be 50 percent; and

"(E) for the fifth such year 25 percent.

"(2) The non-Federal share of payments under this part may be in cash or in kind fairly evaluated, including planned equipment or services.

"SEC. 4711. AUTHORIZATION OF APPROPRIATIONS.

"There are authorized to be appropriated \$20,000,000 for each of the fiscal years 1992, 1993, 1994, 1995, and 1996 to carry out this Act."

TITLE IV—VOCATIONAL EDUCATION ASSESSMENT

SEC. 401. ASSESSMENT OF EDUCATIONAL PROGRESS ACTIVITIES.

Section 421(h) of the Carl D. Perkins Vocational and Applied Technology Education Act is amended—

(1) by inserting after “(1)” and “(h)”; and
(2) by inserting at the end the following:
“(2)(A) Notwithstanding any provision of section 406 of the General Education Provisions Act, the Commissioner of Education Statistics may authorize a State educational agency or a consortium of such agencies to use items and data from the National Assessment of Educational Progress for the purpose of evaluating a course of study related to vocational education, if the Commissioner has determined, in writing, that such use will not—

“(i) result in the identification of characteristics or performance of individual students or schools;

“(ii) result in the ranking or comparing of schools or local educational agencies;

“(iii) be used to evaluate the performance of teachers, principals, or other local educators for the purpose of dispensing rewards or punishments; or

“(iv) corrupt or harm the use and value of data collected for the National Assessment of Educational Progress.

“(B) Not later than 60 days after making an authorization under subsection (a), the Commissioner shall submit to the chairperson of the Committee on Education and Labor of the House of Representatives and to the chairperson of the Committee on Labor and Human Resources of the Senate, a report which contains—

“(i) a copy of the request for such authorization;

“(ii) a copy of the written determination under subsection (a); and

“(iii) a description of the details and duration of such authorization.

“(C) The Commissioner may not grant more than one such authorization in any fiscal year and shall ensure that the authorized use of items or data from the National Assessment is evaluated for technical merit and for its affect on the National Assessment. The results of such evaluations shall be promptly reported to the committees specified in subparagraph (B).”.

SEC. 402. AMENDMENTS TO THE CARL D. PERKINS VOCATIONAL AND APPLIED TECHNOLOGY EDUCATION ACT.

Section 422 of the Carl D. Perkins Vocational and Applied Technology Education Act (20 U.S.C. 2422) is amended—

(1) in paragraph (2) of subsection (a), by inserting “, including postsecondary employment and training programs,” after “training programs”; and

(2) in subsection (b)—

(A) by redesignating subparagraphs (A) and (B) as paragraphs (1) and (2), respectively;

(B) in the matter preceding paragraph (1) (as redesignated in subparagraph (A)), by inserting “the State board or agency governing higher education” after “coordinating council,”; and

(C) in paragraph (1) (as redesignated in subparagraph (A))—

(i) by striking “Act and of” and inserting “Act, of”; and

(ii) by inserting “and of the State board or agency governing higher education” after “Job Training Partnership Act”; and

(3) by redesignating subsection (d) as subsection (e); and

(4) by inserting after subsection (c) the following new subsection:

“(d) DATA COLLECTION SYSTEM.—In the development and design of a system to provide data on graduation or completion rates, job placement rates from occupationally specific

programs, and licensing rates, each State board for higher education shall develop a data collection system whose results can be integrated into the occupational information system developed under this section.”.

TITLE V—BUY AMERICAN

SEC. 501. SENSE OF THE CONGRESS.

It is the sense of the Congress that a recipient (including a nation, individual, group, or organization) or any form of student assistance or other Federal assistance under this Act should, in expanding that assistance, purchase American-made equipment and products.

SEC. 502. NOTICE.

The Secretary of Education shall provide to each recipient of student assistance or other Federal assistance under the Act a notice describing the sense of the Congress stated under section 501.

TITLE VI—CIVIC AND CHARACTER VALUES-IN-SCHOOLS

SEC. 601. SHORT TITLE.

This title may be cited as the “Civic and Character Values-In-Schools Act of 1992”.

SEC. 602. PURPOSE.

The purposes of this title are—

(1) to establish a commission to examine the issues associated with the teaching of values in elementary and secondary schools and to stimulate research in ethics and values;

(2) to recommend to the President and to Congress how the Federal Government, through executive action and legislation, can promote the teaching of values in American schools, including encouraging the offering of independent courses on values, and the integration of values into existing courses;

(3) to explore, assess, and stimulate a variety of approaches to teaching values;

(4) to identify civic and character values that are supported by a consensus of the people of the United States as essential to a complete education and preparation for becoming productive members of society and that may be appropriately endorsed and promoted by the Federal Government; and

(5) to identify the ways in which judgments of values and of right and wrong are implicated in matters of public and private concern.

SEC. 603. FINDINGS.

The Congress finds that—

(1) many Americans of all economic and social levels, religious persuasions, and ages, no longer make determinations of right and wrong as to their own actions or the actions of others in matters of both public and private concern;

(2) educational institutions, which have traditionally played a role in assisting students to make such determinations, no longer receive explicit authority or proper assistance necessary to fulfill this responsibility;

(3) the Nation has witnessed a national moral recession in governmental and political activities, scientific research, and business and commerce, in which individuals have failed to consider the ethics governing their behavior;

(4) statistics show alarming increases in individual and gang violence, drug and substance abuse, and suicide among both young people and adults;

(5) polls show that Americans overwhelmingly prize values such as honesty, but believe that people are less honest today than in the past;

(6) leaders representing a broad spectrum of political, social, and religious beliefs believe that education in moral issues contributes to good citizenship and have called for strengthening the teaching of democratic values;

(7) training in ethics is an ongoing concern in business and industry and in public service; and

(8) while education remains the responsibility of local and State governments, the Congress and the Federal Government may appropriately provide assistance to educational agencies and institutions attempting to promote civic and character values.

SEC. 604. ESTABLISHMENT.

There is established the Commission on Values Education (in this title referred to as the “Commission”).

SEC. 605. DUTIES; REPORT.

(a) DUTIES.—The Commission shall—

(1) consider the widest range of values for inclusion in the consensus of values that should be taught, including honesty, integrity, tolerance, self-discipline, self-respect, civility, importance of family, justice, equality, the rule of law, individual rights, the common good, love of country, love of knowledge, responsibility and accountability, protection of oneself and others from degradation and abuse;

(2) conduct interviews, meetings, hearings, and conferences in various regions and localities in the United States to gather the opinions of a wide variety of individuals, including educators and educational administrators, students, parents, philosophers and theologians, civic, religious, and professional leaders, business leaders, social service professionals, political leaders, persons prominent in the arts, entertainment, and sports, and concerned citizens;

(3) seek the cooperation, advice, and assistance of the Department of Education and such other Federal, State, and local agencies, and private and religious organizations, institutions, and associations, as may be helpful in carrying out its purposes and duties; and

(4) recognize individuals and institutions who have demonstrated outstanding success in teaching values; and

(5) identify the potential of values education for reducing the incidence of problems such as those described in section 603(4).

(b) REPORT.—The Commission shall report its findings and recommendations to the Congress and the President not later than 1 year after the enactment of this Act. Such reports shall include—

(1) its recommendations for specific legislation or executive actions and broad policy goals and objectives; and

(2) a recommendation as to the establishment within the Federal Government of a clearinghouse for programs and ideas relating to values education.

SEC. 606. MEMBERSHIP AND APPOINTMENT OF COMMISSION.

(a) MEMBERSHIP.—The Commission shall be composed of 17 members as follows:

(1) Seven members each appointed by the Speaker of the House of Representatives and the majority leader of the Senate, in consultation with the respective minority leaders, from among individuals who are broadly representative of, but not restricted to—

(A) professional educators, teachers, and educational administrators;

(B) parents of students at elementary and secondary levels;

(C) students at secondary levels;

(D) philosophers, theologians, and religious leaders;

(E) State and local elected and appointed government officials, including members of State and local boards of education;

(F) individuals prominent in sports, the arts, and entertainment;

(G) individuals active in business, the professions, or civic activities;

(H) social service professionals; and

(I) the general public.

(2) One member each of the House of Representatives and the Senate, designated by

the Speaker of the House and the majority leader of the Senate, respectively.

(3) The Secretary of Education or a designee of the Secretary.

(b) VACANCIES.—A vacancy in the Commission shall be filled in the manner in which the original appointment was made.

(c) TERMS.—Each member shall be appointed for the life of the Commission.

(d) CO-CHAIRS OF COMMISSION.—The Speaker of the House and the majority leader of the Senate shall each designate a co-chair of the Commission from members appointed under subsection (a)(1) or (a)(2).

SEC. 607. COMPENSATION.

(a) PAY.—Members of the Commission shall serve without compensation.

(b) TRAVEL EXPENSES.—Members of the Commission shall receive travel expenses, including per diem in lieu of subsistence, in accordance with sections 5702 and 5703 of title 5, United States Code.

SEC. 608. POWERS.

(a) MEETINGS.—The Commission shall first meet not more than 30 days after the date on which the last member is appointed to the Commission and thereafter upon the call of either co-chair or a majority of the members.

(b) HEARINGS AND SESSIONS.—The Commission may, for the purpose of carrying out this title, hold hearings, sit and act at times and places, take testimony, and receive evidence as the Commission considers appropriate. The Commission may administer oaths or affirmations to witnesses appearing before it.

(c) ACCESS TO INFORMATION.—The Commission may secure directly from any Federal agency information necessary to enable it to carry out this title. Upon the request of co-chair of the Commission, the head of such agency shall furnish such information to the Commission.

(d) DIRECTOR.—The Commission shall have a Director, who shall be appointed by the co-chairs. The Director shall be paid at a rate not to exceed the maximum rate of basic pay payable for grade GS-15 of the General Schedule.

(e) STAFF.—The Director shall appoint such staff members as may be necessary to perform the work of the Commission. In allocating authorized, appropriated, and contributed funds, priority shall be given to those activities, such as hearings and conferences, designed to elicit the broadest public participation in the Commission's deliberations, rather than to the payment of professional staff.

(f) USE OF SERVICES AND FACILITIES.—Upon the request of the Commission, the head of any Federal agency may make available to the Commission any of the facilities and services of such agency.

(g) PERSONNEL FROM OTHER AGENCIES.—Upon the request of the Commission, the head of any Federal department or agency may detail, on a reimbursable basis, any of the personnel of such department or agency to the Commission to assist it in carrying out its duties.

SEC. 609. AUTHORIZATION OF APPROPRIATIONS.

There are authorized to be appropriated to carry out this title \$500,000 for the fiscal year 1992, and such sums as may be necessary for the fiscal year 1993. Amounts appropriated pursuant to this section shall remain available until expended.

SEC. 610. TERMINATION.

The Commission shall terminate 30 days after the date of the submission of its final report to the Congress.

TITLE VII—DEMONSTRATION PROGRAM

SEC. 702. AMENDMENT TO SECRETARY'S FUND FOR INNOVATION IN EDUCATION.

(a) PROGRAM AUTHORIZED.—Paragraph (2) of section 4601(a) of the Elementary and Sec-

ondary Education Act of 1965 (20 U.S.C. 3151(a)) is amended—

(1) by striking "and" at the end of subparagraph (C);

(2) by striking the period at the end of subparagraph (D) and inserting "; and"; and

(3) by adding at the end the following:

"(E) help stimulate understanding of ethics, civic and character values, and the principles of democracy as a means of enhancing and improving elementary and secondary education in accordance with section 4609."

(b) ETHICS AND VALUES DEMONSTRATION PROGRAM.—Part F of title IV of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 3151 et seq.) is amended—

(1) by redesignating section 4608 the second place it appears as section 4610; and

(2) by inserting before section 4610 (as redesignated by paragraph (1) of this subsection) the following:

"SEC. 4609. ETHICS AND VALUES DEMONSTRATION PROGRAM.

"(a) GENERAL AUTHORITY.—The Secretary is authorized to make grants to State educational agencies, local educational agencies, institutions of higher education, and other public and private agencies, organizations, and institutions to conduct activities designed to help stimulate understanding of ethics, civic and character values, and the principles of democracy as a means of enhancing and improving elementary and secondary education.

"(b) USES OF FUNDS.—Grants made under this section may be used for—

"(1) the development of teaching materials;

"(2) teacher training and seminars;

"(3) the establishment of clearinghouses for values education programs;

"(4) proposals seeking to involve the whole school environment;

"(5) research and follow-up studies of existing programs of values and ethics education;

"(6) civic and character values education projects demonstrating a beneficial effect on individual ethical behavior and on the incidence of individual and gang violence, drug and substance abuse, and suicide;

"(7) projects that assist in identifying a consensus of values within a community that may be appropriately promoted in schools of the community;

"(8) projects that seek to develop model programs to promote values and ethics; and

"(9) projects examining values and responsible citizenship.

"(c) APPLICATION.—Each applicant desiring to receive a grant under this section shall submit an application in such form, in such manner, and containing or accompanied by such information as the Secretary may reasonably require. Each such application shall—

"(1) identify values and ethics that receive widespread support from a consensus of individuals in the United States;

"(2) describe the school population intended to benefit from the proposed activities;

"(3) demonstrate how the proposal fulfills the purpose described in subsection (a);

"(4) describe the methods to be used to evaluate the results of the proposed activities; and

"(5) provide assurances that the applicant will appoint an advisory board to assist the applicant in conducting the proposed activities, which board shall consist of individuals representative of—

"(A) parents;

"(B) educators;

"(C) community leaders;

"(D) social service professionals;

"(E) business leaders; and

"(F) the general public."

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. GOODLING moved to recommit the bill to the Committee on Education and Labor.

The question being put, viva voce,

Will the House recommit said bill?

The SPEAKER pro tempore, Mr. McNULTY, announced that the yeas had it.

So the motion to recommit was not agreed to.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. McNULTY, announced that the yeas had it.

Mr. GOODLING demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas 279
Nays 124

101.12

[Roll No. 385]

AYES—279

Abercrombie	Downey	Klecza
Alexander	Duncan	Kolter
Anderson	Durbin	Kopetski
Andrews (ME)	Dwyer	Kostmayer
Andrews (NJ)	Early	LaFalce
Andrews (TX)	Eckart	Lancaster
Annunzio	Edwards (CA)	Lantos
Anthony	Edwards (TX)	LaRocco
Applegate	Engel	Laughlin
Aspin	English	Leach
Atkins	Erdreich	Lehman (CA)
AuCoin	Espy	Lehman (FL)
Bacchus	Evans	Levin (MI)
Beilenson	Fazio	Levine (CA)
Bennett	Feighan	Lewis (GA)
Bentley	Fish	Lipinski
Berman	Foglietta	Lloyd
Bevill	Ford (MI)	Long
Bilbray	Ford (TN)	Lowe (NY)
Bilirakis	Frank (MA)	Lukens
Blackwell	Frost	Machtley
Boehlert	Gallo	Manton
Bonior	Gejdenson	Martinez
Borski	Gephardt	Matsui
Boucher	Geren	Mavroules
Boxer	Gibbons	Mazzoli
Brewster	Gilchrist	McCloskey
Brooks	Gilman	McCurdy
Browder	Glickman	McDermott
Brown	Gonzalez	McHugh
Bruce	Gordon	McMillen (MD)
Bryant	Green	McNulty
Bustamante	Guarini	Meyers
Byron	Gunderson	Mfume
Campbell (CA)	Hall (OH)	Miller (CA)
Cardin	Hall (TX)	Mineta
Carper	Hamilton	Mink
Carr	Harris	Moakley
Chapman	Hayes (IL)	Mollohan
Clement	Hayes (LA)	Montgomery
Coleman (TX)	Hefner	Moody
Collins (IL)	Hertel	Moran
Collins (MI)	Hochbrueckner	Morella
Condit	Horn	Morrison
Conyers	Horton	Mrazek
Cooper	Hoyer	Murphy
Costello	Hubbard	Murtha
Cox (IL)	Huckaby	Nagle
Coyne	Hughes	Natcher
Cramer	Hutto	Neal (MA)
Darden	Jacobs	Neal (NC)
Davis	Jefferson	Nowak
de la Garza	Jenkins	Oakar
DeLauro	Johnson (SD)	Oberstar
Dellums	Johnston	Obey
Derrick	Jones (GA)	Olver
Dicks	Jones (NC)	Ortiz
Dingell	Jontz	Orton
Dixon	Kanjorski	Owens (NY)
Donnelly	Kaptur	Owens (UT)
Dooley	Kennelly	Pallone
Dorgan (ND)	Kildee	Panetta